



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

This hearing was scheduled to convene at 9:30 a.m. on July 23, 2020 by way of conference call concerning an application made by the tenant seeking an order cancelling a notice to end the tenancy for cause.

The landlord attended the hearing with an agent.

However, the line remained open while the telephone system was monitored for more than 10 minutes and no one for the tenant joined the call. Therefore, I dismiss the tenant's application without leave to reapply.

The *Residential Tenancy Act* specifies that where I dismiss a tenant's application to cancel a notice to end a tenancy given by a landlord, I must grant an Order of Possession in favour of the landlord so long as the notice given is in the approved form. I have reviewed the One Month Notice to End Tenancy for Cause provided as evidence by the tenant, and I find that it is in the approved form.

The landlord's agent advised that the tenant has agreed to vacate the rental unit effective July 31, 2020 and the parties have mutually agreed to schedule the move-out condition inspection on August 1, 2020.

The landlord indicated during the hearing that the landlord would be content with an Order of Possession effective July 31, 2020 at 1:00 p.m., and I so order.

Conclusion

For the reasons set out above, the tenant's application is hereby dismissed without leave to reapply.

I hereby grant an Order of Possession in favour of the landlord effective at 1:00 p.m. on July 31, 2020.

This order is final and binding and may be enforced.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Residential Tenancy Act*.

Dated: July 24, 2020

Residential Tenancy Branch