Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes   CNC

Introduction

On July 29, 2020, the Tenant submitted an Application for Dispute Resolution under the *Residential Tenancy Act* (the "Act") to cancel a One Month Notice to End Tenancy. The matter was set for a participatory hearing via conference call.

Preliminary Matters

Rule 7.1 of the *Residential Tenancy Branch - Rules of Procedure* stipulates that the hearing must commence at the scheduled time unless otherwise decided by the Arbitrator. The Arbitrator may conduct the hearing in the absence of a party and may make a decision or dismiss the Application, with or without leave to re-apply.

The Tenant was emailed a copy of the Notice of a Dispute Resolution Hearing by the Residential Tenancy Branch on July 30, 2020; however, did not attend the teleconference hearing set for today at 11:00 a.m. The only people to call into the hearing were the Landlord and the Tenant's advocate D.D. Both parties confirmed that the Tenant had vacated the rental unit on August 6, 2020.

As the Tenant failed to appear and has moved out of the rental unit, I dismiss the Tenant's Application without leave to reapply.

Conclusion

I dismiss the Application for Dispute Resolution without leave to reapply.

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: September 01, 2020

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Residential Tenancy Branch