



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDCT, FFT

Introduction

One of the tenants filed an Application for Dispute Resolution (the “Application”) on May 11, 2020 seeking to recover compensation for monetary loss or other money owed. The matter proceeded by way of a hearing pursuant to section 74(2) of the *Residential Tenancy Act* (the “Act”) on September 10, 2020. In the conference call hearing I explained the process and provided the attending party the opportunity to ask questions.

The landlord representatives attending the hearing confirmed that they received notice of this hearing, along with evidence prepared by the tenant. In the hearing they clarified that one of the tenants named on the Application did not break the tenancy agreement and left on mutual good terms. They could not speculate on why the tenant who applied and provided evidence for this hearing named another party – albeit a former tenant – as a co-applicant in this matter.

The single tenant who applied did not attend the hearing, although I left the teleconference hearing connection open until 1:45 p.m. to enable them to call in to this teleconference hearing scheduled for 1:30 p.m.

I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Hearing. I also confirmed throughout the duration of the call that the tenant was not in attendance.

Rule 7.3 of the Rules of Procedure provides that if a party or their agent fails to attend the hearing, the arbitrator may conduct the hearing in the absence of that party or dismiss the application without leave to reapply.

Issue(s) to be Decided

Is the tenant entitled to a Monetary Order for Damage or Compensation pursuant to section 67 of the *Act*?

Conclusion

In the absence of the applicant tenant I dismiss this Application for Dispute Resolution in its entirety and 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 *Act*.

Dated: September 11, 2020

Residential Tenancy Branch