



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding CAP J PROPERTIES LTD. and
[tenant name suppressed to protect privacy]

DECISION

Dispute Code: CNC

Introduction and Preliminary Issue: Non-Attendance of Parties

The tenants applied to cancel a One Month Notice to End Tenancy for Cause pursuant to section 47 of the *Residential Tenancy Act* ("Act").

Rule 7.1 of the *Rules of Procedure* requires that a hearing start at the scheduled time. Rule 7.3 permits an arbitrator to conduct a hearing in the absence of any party, and they may make a decision or dismiss the application, with or without leave to re-apply.

The hearing commenced by way of teleconference on January 21, 2021 at 9:30 AM. I dialed into the teleconference on time and monitored the line for ten minutes. Neither party dialed into the teleconference during this time. I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Dispute Resolution Proceeding. Given the above, I find that the application was abandoned.

Conclusion

I dismiss the application, with leave to reapply. No findings of fact or law are made in respect of the application and this decision does not extend any time limitations under section 60 of the Act.

This decision is made on authority delegated to me under section 9.1(1) of the Act.

Dated: January 21, 2021

Residential Tenancy Branch