



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNR-MT, RP, RR, LRE, OLC, MNDC

### Introduction, Preliminary and Procedural Matters-

This telephone conference call hearing was convened as the result of the tenants' application for dispute resolution under the Residential Tenancy Act (Act) for:

- an order cancelling the 10 Day Notice to End Tenancy for Unpaid Rent or Utilities (Notice) issued by the landlord
- an order extending the time to file an application disputing the Notice issued by the landlord;
- an order requiring the landlord to make repairs to the rental unit;
- a reduction in monthly rent;
- an order suspending or setting conditions on the landlord's right to enter the rental unit;
- an order requiring the landlord to comply with the Act, regulations, or tenancy agreement; and
- compensation for a monetary loss or other money owed.

The hearing began at 11:00 a.m. Pacific Time on Thursday, February 25, 2021, as scheduled and the telephone system remained open and was monitored for 15 minutes.

During this time, the tenants did not call into the hearing; however, the landlord was present and ready to proceed with the hearing.

I continued the hearing for 15 minutes, in order to allow the tenants to call into the hearing.

Rules 7.3 and 7.4 of the Rules of Procedure provides as follows:

### **7.3 Consequences of not attending the hearing**

If a party or their agent fails to attend the hearing, the arbitrator may conduct the dispute resolution hearing in the absence of that party, or dismiss the application, with or without leave to re-apply.

#### **7.4 Evidence must be presented**

Evidence must be presented by the party who submitted it, or by the party's agent.

If a party or their agent does not attend the hearing to present evidence, any written submissions supplied may or may not be considered.

Accordingly, **in the absence of any evidence or submissions from the tenants, I order the application dismissed.**

As the respondent/landlord attended and was ready to proceed, I dismiss the tenants' application, **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: February 25, 2021

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Residential Tenancy Branch