



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OLC, CNC-MT

Introduction

Pursuant to section 58 of the Residential Tenancy Act (the Act), I was designated to hear an application regarding the above-noted tenancy. The tenant applied for:

- an order for the landlord to comply with the Act, the Residential Tenancy Regulation (the Regulation) and/or tenancy agreement, pursuant to section 62;
- Cancellation of a One Month Notice to end tenancy for end of employment pursuant to section 48; and
- an extension of the timeline for disputing the Notice, pursuant to section 66.

I left the teleconference connection open until 11:03 A.M. to enable the landlords to call into this teleconference hearing scheduled for 11:00 A.M. The landlords did not attend the hearing. The tenant attended the hearing and was given a full opportunity to be heard, to present affirmed testimony, to make submissions and to call witnesses. I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Hearing. I also confirmed from the teleconference system that the tenant and I were the only ones who had called into this teleconference.

The tenant affirmed he did not serve the Notice of Dispute Resolution to the landlords (respondents) in any of the ways described in section 89 of the Act and that he moved out of the rental unit on March 15, 2021. The hearing cannot proceed fairly when the respondents have not been notified of the hearing.

Based on the foregoing, I dismiss the tenant's application without leave to reapply.

Conclusion

I dismiss the tenant's 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: June 07, 2021

Residential Tenancy Branch