



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding PINE SPRINGS PARK and
[tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNR, DRI, OLC

Introduction and Preliminary Matters

On June 29, 2021, the Applicant made an Application for Dispute Resolution seeking to cancel a 10 Day Notice to End Tenancy for Unpaid Rent (the “Notice”) pursuant to Section 46 of the *Residential Tenancy Act* (the “Act”), seeking an Order to comply pursuant to Section 62 of the *Act*, and seeking to dispute a rent increase pursuant to Section 41 of the *Act*.

M.G. attended the hearing as an agent for the Respondent; however, the Applicant did not attend the hearing at any point during the 16-minute teleconference. He advised that the Applicant did not serve the Respondent with the Notice of Hearing package, and the Respondent was only aware of this hearing due to an automated reminder from the Residential Tenancy Branch.

Rule 7.1 of the 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.

As the Applicant did not attend the hearing, and as the Applicant did not serve the Notice of Hearing package in accordance with Rule 3.1 of the Rules of Procedure, I dismiss this Application without leave to reapply.

Conclusion

As the Applicant did not attend the hearing or serve the Notice of Hearing package, this Application is dismissed 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: October 26, 2021

Residential Tenancy Branch