



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes

For the tenants: CNR CNC FFT
For the landlord: OPR-DR MNR-DR FFL

Introduction

This hearing was convened as a result of an Application for Dispute Resolution (application) by both parties seeking remedy under the *Residential Tenancy Act* (Act). The landlord applied for an order of possession for unpaid rent or utilities, for a monetary claim of \$6,200.00 for unpaid rent or utilities, and to recover the filing fee. The tenants applied to cancel a 1 Month Notice to End Tenancy for Cause (1 Month Notice) and a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities (10 Day Notice) and to recover the filing fee.

No one was in attendance for either the tenants or the landlord on the date of the hearing, which began promptly on February 15, 2022, at 9:31 a.m. Pacific Time.

Issues to be Decided

1. Should leave to reapply be granted due to the parties not attending the hearing?
2. Should either party receive their filing fee?

Background and Evidence

Neither party attended the teleconference hearing. Neither party cancelled in advance of the scheduled hearing.

The line remained open for the mandatory 10-minute waiting period.

Analysis

In the absence of the tenants and landlord, the telephone line remained open while the phone system was monitored for 10 minutes and no one on behalf of the tenant or landlord called into the hearing during this time. Based on the aforementioned, I find that the tenant and landlord have not presented the merits of their respective applications and their applications are hereby **dismissed with leave to reapply**.

As a result, I do not grant the filing fee for either party.

Conclusion

The applications of the tenant and the landlord are dismissed with leave to reapply.

This decision does not extend any applicable time limits under the Act.

The decision will be emailed to both parties at the email addresses provided in their respective applications.

The filing fees are not granted as noted above.

This decision is final and binding on the parties, unless otherwise provided under the Act, and 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 15, 2022

Residential Tenancy Branch