



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Brown Bros Agencies Ltd
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC-MT, RP

Introduction

This hearing was scheduled to convene at 1:30 p.m. this date by way of conference call concerning an application made by the tenant seeking more time than prescribed to dispute a notice to end the tenancy; an order cancelling a notice to end the tenancy for cause; and for an order that the landlord make repairs to the rental unit or property.

The landlord was represented at the hearing by an agent who provided evidentiary material in advance of the hearing, and was prepared to respond to the tenant's application. However the line remained open while the telephone system was monitored for 10 minutes and no one for the tenant joined the call.

The landlord has provided a copy of a Decision, monetary order and an Order of Possession dated January 25, 2022 which were obtained by way of the Direct Request Process. The landlord's agent advised that the Order of Possession was served to the tenant by registered mail on January 31, 2022. On February 7, 2022 the landlord's agents attended the rental unit and the tenant had vacated without providing a forwarding address.

Analysis

I cannot change or alter a Decision after an application by the landlord has already been adjudicated upon.

Since the tenant has not joined the hearing, and has vacated the rental unit after the landlord was successful in obtaining an Order of Possession, I must dismiss the tenant's application.

Conclusion

For the reasons set out above, the tenant's application is hereby dismissed in its entirety 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 10, 2022

Residential Tenancy Branch