



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OLC, CNC-MT

Introduction

This hearing dealt with an Application for Dispute Resolution by the tenant filed on January 12, 2022, to be allowed more time to dispute a One Month Notice to End Tenancy for Cause and to have the landlord comply with the Act.

Only the landlord appeared. Although they were not served with the tenant's application for dispute resolution or Notice of Hearing as this was provided to the landlord by the Residential Tenancy Branch.

In this case, the tenant disputed the One Month Notice for Cause and a hearing was held on December 10, 2021. The tenant's application was dismissed, and the landlord was granted an order of possession effective December 31, 2021. I have noted the file number on the covering page of this decision.

On January 18, 2022, the landlord was granted a Writ of Possession from the Supreme Court and the tenant was removed from the premises by the bailiffs on January 24, 2022.

I find the tenant's application is an abuse of process as this matter was already heard and a decision made, which has been enforced by the bailiffs. Therefore, 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: April 11, 2022

Residential Tenancy Branch