



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

**Dispute Codes**      **CNL OLC FFT**

### **Introduction**

This hearing was convened by way of conference call in response to the Tenants' application for dispute resolution ("Application") under the *Residential Tenancy Act* (the "Act") in which the Tenants seek:

- an order for more time to make an application for dispute resolution to cancel a Two Month Notice to End Tenancy for Landlord's Use of Property dated February 26, 2022 ("2 Month Notice") pursuant to section 66;
- If an extension to make an application for dispute resolution is granted, cancellation of the 2 Month Notice pursuant to section 49; and
- authorization to recover the filing fee of the Application from the Landlord pursuant to section 72.

This matter was set for hearing by telephone conference call at 11:00 am (Pacific Time) on August 26, 2022. The line remained open while the phone system was monitored for ten minutes and no participant called into the hearing during this time. I confirmed the correct call-in numbers and participant codes were provided in the Notice of Dispute Resolution Proceeding.

Rule 7.3 of the *Residential Tenancy Branch Rules of Procedure* states:

### **7.3 Consequences of not attending the hearing**

If a party or their agent fails to attend the hearing, the arbitrator may conduct the dispute resolution hearing in the absence of that party, or dismiss the application with or without leave to reapply.

As neither the Landlord or the Tenants attended the hearing by 11:10 am, and in the absence of any evidence or submissions, I order the Application dismissed with leave to reapply. I make no findings on the merits of the matter. The issuance of this decision does not extend any applicable deadlines under the Act.

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: August 27, 2022

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Residential Tenancy Branch