



# Dispute Resolution Services

Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

**Dispute Codes**      CNR, FFT / CNR

This hearing dealt with two applications of the tenant pursuant to the *Residential Tenancy Act* (the “**Act**”). The first, against landlord VW for:

- the cancellation of the 10 Day Notice to End Tenancy for Unpaid Rent (the “**VW Notice**”) pursuant to section 46; and
- authorization to recover the filing fee for this application from VW pursuant to section 72.

And the second, against landlord I (whose name is incomplete on the second application) for:

- the cancellation of the 10 Day Notice to End Tenancy for Unpaid Rent (the “**I Notice**”) pursuant to section 46.

None of the parties attended at the appointed time set for the hearing, although I waited until 9:40 am to enable them to participate in the hearing which was to start at 9:30 am. I confirmed that the correct call-in numbers and participant codes had been provided on the Notice of Dispute Resolution Proceeding. During the hearing, I used the teleconference system to confirm that I was the only person who had called into the hearing.

Rule of Procedure 7.3 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 re-apply.

Accordingly, in the absence of any evidence or submissions, I order the applications dismissed with leave to reapply. I make no findings on the merits of the application. Leave to reapply does not extend any applicable limitation period.

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: September 27, 2022

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Residential Tenancy Branch