

## **DECISION**

### **Introduction**

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This hearing dealt with the tenant's Application for Dispute Resolution (Application) pursuant to the *Residential Tenancy Act* (the "Act") for:

- a Monetary Order for compensation for damage or loss under the Act, regulation or tenancy agreement pursuant to section 67 of the Act (\$386.00)
- an order regarding the tenant's dispute of an additional rent increase by the landlord pursuant to section 41 of the Act (\$386.00)
- an order to allow the tenant to reduce rent for repairs, services or facilities agreed upon but not provided, pursuant to sections 27 and 65 of the Act (\$100.00)
- an order for the landlord to make repairs to the rental unit pursuant to sections 32 and 62 of the Act
- an order for the landlord to provide services or facilities required by law pursuant to section 27 and 65 (f) of the Act
- an order requiring the landlord to comply with the Act, regulation or tenancy agreement pursuant to section 62 of the Act
- authorization to recover the filing fee for this application from the landlord pursuant to section 72 of the Act (\$100.00)

Only the landlord's agent appeared. In this case, I have reviewed the tenancy agreement. I note the tenant named CC as the landlord. CC is not listed as the landlord in the tenancy agreement. Therefore, I find it appropriate to amend the style of cause to reflect the correct landlord. I find it not prejudicial to either party to correct the style of cause.

### **Analysis**

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Rule 7 of the Rules of Procedure provides as follows:

**Rule 7.1 Commencement of the hearing**

The hearing must commence at the scheduled time unless otherwise decided by the arbitrator.

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

The arbitrator may conduct the hearing in the absence of a party or dismiss the application, with or without leave to re-apply.

This matter was set for hearing by telephone conference call at 11:00 A.M on this date. The line remained open while the phone system was monitored for ten minutes and the only participant who called into the hearing during this time was the Respondent. Therefore, as the Applicant did not attend the hearing by 11:10 A.M, and the Respondent appeared and was ready to proceed, **I dismiss the claim without leave to reapply.**

## **Conclusion**

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Accordingly, **in the absence of any evidence or submissions I order the application dismissed, 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: December 2, 2022

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Residential Tenancy Branch