



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNRL-S, MNDCL-S, FFL

Introduction

The Landlord seeks an order granting a monetary order for unpaid rent, and other money owed. The Landlord also seeks an order that the Tenant repay them for the cost of the dispute resolution filing fee. The matter proceeded by way of a hearing pursuant to s. 74(2) of the *Residential Tenancy Act* (the “Act”) on December 20, 2022.

The Landlord completed the application for dispute resolution on April 12, 2022. The Tenant attended the hearing and presented that they received no notice directly from the Landlord about this hearing. Instead, they received only the reminder from the Residential Tenancy Branch approximately one week in advance of the hearing.

The Landlord did not attend the hearing, although I left the teleconference hearing connection open until 1:40pm to enable the parties to call in to this teleconference hearing scheduled for 1:30pm.

I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Hearing. I also confirmed throughout the duration of the call that the Landlord was not in attendance.

Rule 7.3 of the *Residential Tenancy Branch Rules of Procedure* provides that if a party or their agent fails to attend the hearing, the arbitrator may conduct the hearing in the absence of that party or dismiss the application without leave to reapply.

Conclusion

In the absence of the applicant Landlord, I dismiss this Application for Dispute Resolution in its entirety, and without leave to reapply. There is no compensation awarded to the Landlord.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under s. 9.1(1) of the *Act*.

Dated: December 20, 2022

Residential Tenancy Branch