



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding SINGLA BROS. HOLDINGS LTD.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes OPC, FFL

Introduction

This hearing was convened by way of conference call. The Landlord filed an Application for Dispute Resolution September 23, 2022 (the "Application"). The Landlord applied for an Order of Possession based on a One Month Notice to End Tenancy for Cause. The Landlord also sought to recover the filing fee.

The Tenant appeared at the hearing. Nobody appeared at the hearing for the Landlord. I waited 10 minutes at the outset of the hearing to allow someone for the Landlord to call into the hearing; however, nobody did. I note that the hearing proceeded for 27 minutes because the Tenant had questions, and nobody for the Landlord called into the hearing during this time. I also note that the Tenant advised that the Tenants no longer live in the rental unit.

Rule 7.3 of the Rules of Procedure states:

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.

Given nobody attended the hearing for the Landlord, and the Tenant did attend the hearing, the Application is dismissed without leave to re-apply.

Conclusion

The Application is dismissed without leave to re-apply.

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: February 09, 2023

Residential Tenancy Branch