

DECISION

Dispute Codes OPR, MNR, FF

Introduction

Pursuant to the *Residential Tenancy Act* (the *Act*) and amendments thereto, I was designated to hear this matter under section 58. This hearing dealt with the landlord's application pursuant to the (the *Act*) in respect of the above-noted tenancy for:

- an Order of Possession pursuant to section 55;
- a monetary order for unpaid rent pursuant to section 67; and
- authorization to recover his filing fee for this application from the tenant pursuant to section 72.

While the Respondent attended the hearing by way of conference call, the Applicant did not, although we waited until 11:11a.m. in order to enable him to participate.

Rule 10.1 of the Rules of Procedure provides as follows:

10.1 Commencement of the dispute resolution proceeding The dispute resolution proceeding must commence at the scheduled time unless otherwise decided by the Dispute Resolution Officer. The Dispute Resolution Officer may conduct the dispute resolution proceeding in the absence of a party and may make a decision or dismiss the application, with or without leave to re-apply.

In the absence of any evidence or submissions from the applicant, I order the application dismissed without liberty 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: January 10, 2011

Residential Tenancy Branch