



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

DECISION AND REASONS

This matter dealt with an application by the Tenant to cancel a 1 Month Notice to End Tenancy for Cause dated July 2, 2011.

Rule 10.1 of the Residential Tenancy Branch Rules of Procedure provides as follows:

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

The hearing started at 11:30 a.m. as scheduled, however by 11:45 a.m., neither the Tenant nor the Landlord had dialled into the conference call. Accordingly, **in the absence of any evidence or submissions I order the application dismissed**

Given also that the time limits for applying to cancel a Notice to End Tenancy under s. 47(4) and s. 66(3) of the Act have now expired, the Tenant's application is dismissed **without leave to reapply.**

Conclusion

The Tenant's application is 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: August 08, 2011.

Residential Tenancy Branch