



# Dispute Resolution Services

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      MNSD, FF

This matter was set for a telephone conference call hearing at 10:30 a.m. on this date. The line remained open while the phone system was monitored for 10 minutes. During this period, the respondent joined the hearing but the applicant did not. As the applicant did not appear by 10:30 to advance his claim and as the respondent appeared and was prepared to proceed, I dismiss the application without leave to reapply.

I note that the respondent provided evidence that pursuant to section 4(c), the matter does not fall within the jurisdiction of the Act as the tenant shares a kitchen and bathroom with the landlord/owner. I accept this undisputed evidence and find that I would not have had jurisdiction to hear the matter in any event.

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: July 23, 2012

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Residential Tenancy Branch