



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: MNSD

Introduction

The applicant tenant failed to appear at the scheduled starting time for the hearing. The agent for the landlord was present and ready to proceed. I waited 10 minutes past the scheduled starting time and then recalled the hearing. The applicant failed to appear. I commenced the hearing in the absence of the applicant.

Rule 10.1 of the Rules of Procedure provides as follows:

10.1 Commencement of the hearing

The hearing must commence at the scheduled time unless otherwise decided by the arbitrator. The arbitrator 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 applicant has the burden of proof. In the absence of satisfactory 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: June 12, 2013

Residential Tenancy Branch