



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Capital J Management Ltd.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes MT CNR

This hearing was convened pursuant to the tenant's application to cancel a notice to end tenancy for unpaid rent.

This matter was set for hearing by telephone conference call at 2:30 p.m. on this date. The line remained open while the phone system was monitored for ten minutes and the only participant who called into the hearing during this time was the respondent landlord. Therefore, as the applicant tenant did not attend the hearing by 2:40 p.m., and the respondent landlord appeared and was ready to proceed, I dismiss the claim without leave to reapply.

In the hearing the landlord orally requested an order of possession. When a tenant's application to cancel a notice to end tenancy is dismissed, and the landlord orally requests an order of possession in the hearing, I must grant the order of possession. Accordingly, I grant the landlord an order of possession effective two days after service. The tenant must be served with the order of possession. Should the tenant fail to comply with the order, the order may be filed in the Supreme Court of British Columbia and enforced as an order of that Court.

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: May 2, 2014

Residential Tenancy Branch

