



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes CNC MT

### Introduction

This hearing was convened as a result of the Tenant's Application for Dispute Resolution, made on May 11, 2018 (the "Application"). The Tenant applied for the following relief pursuant to the *Residential Tenancy Act* (the "Act"):

- an order cancelling a One Month Notice to End Tenancy for Cause, dated April 10, 2018 (the "One Month Notice");
- an order granting more time to file the Application.

This matter was set for hearing by telephone conference call at 9:00 A.M. on July 9, 2018. 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 J.S. Therefore, as the Applicant did not attend the hearing by 9:10 A.M., and the Respondents were represented and were ready to proceed, I dismiss the claim without leave to reapply.

When a tenant's application to cancel a notice to end tenancy is dismissed, and the notice complies with section 52 of the *Act*, section 55 of the *Act* requires that I issue an order of possession in favour of the landlord. Having reviewed the One Month Notice, a copy of which was submitted with the Landlords' documentary evidence, I find it complies with section 52 of the *Act*. Accordingly, I grant the Landlords an order of possession, which will be effective two (2) days after service on the Tenant.

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 9, 2018

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Residential Tenancy Branch