



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, DRI

Introduction

This decision is in respect of the tenants' application for dispute resolution under the *Residential Tenancy Act* (the "Act"). The tenants seek the following remedies: (1) an order cancelling a One Month Notice to End Tenancy for Cause (the "Notice"), pursuant to section 47(4) of the Act; and (2) an order related to a dispute of a rent increase, pursuant to section 41 of the Act.

A dispute resolution hearing was convened on November 20, 2018.

Issues to be Decided

1. Are the tenants entitled to an order cancelling the Notice?
2. If no, is the landlord entitled to an order of possession?
3. If the tenants are entitled to an order cancelling the Notice, are the tenants entitled to an order related to a dispute of a rent increase?

Background and Evidence

The dispute resolution hearing was scheduled for a teleconference hearing on this date.

Rule 7.1 of the *Rules of Procedure*, under the Act, requires that a hearing start at the scheduled time unless otherwise set by the arbitrator. Further, Rule 7.3 permits an arbitrator to conduct a hearing in the absence of any party, and may make a decision or dismiss the application, with or without leave to re-apply.

A hearing regarding the application was scheduled to commence at 11:00 a.m. on November 20, 2018. I dialed into the teleconference at 11:00 a.m. and monitored the teleconference line until 11:40 a.m. Neither the tenants nor the landlord dialed into the teleconference during this time. I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Dispute Resolution Proceeding. The Internet monitoring system indicated that I was the only person in attendance.

Analysis

I find that the tenants' application is abandoned.

Conclusion

I dismiss the tenants' application, with leave to reapply. However, this does not extend any applicable time limits under the legislation. I have not made any findings of fact or law with respect to this application.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under section 9.1(1) of the Act.

Dated: November 20, 2018

Residential Tenancy Branch