



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards
Ministry of Housing and Social Development

INTERIM DECISION

Dispute Codes: MNDC, OLC, RP, PSF, LRB,, OPT, RR, O & FF

These applications were brought by adjacent tenants in this manufactured home park seeking remedies arising from an apparent reconfiguration or reinterpretation of the boundaries of their respective sites.

At the commencement of the hearing, legal counsel for the landlord noted that, while the tenants' applications had been filed on January 19, 2009, the landlord was not served with the Notice of Hearing until February 16, 2009.

As the tenants had failed in their obligation under section 52(3) to serve the other party to the dispute within three days, he requested that the applications be dismissed with leave to reapply. In the alternative, he requested that the matter be adjourned to give the landlord adequate time to prepare a response to the substantial amount of evidence submitted.

In the interests of administrative efficiency, I exercise the discretion granted to me under section 64(2)(b) and will allow the applications to continue under the adjournment requested by the landlord's legal counsel..

In so doing, I must caution the tenants that time limits set by the *Act* must be respected and, given the present adjournment, I expect that all evidence will be provided to the landlord, to the branch, and to each other, well in advance of the reconvening of this hearing.

This hearing will reconvene at a time and date set out in the attached Notice of Hearing. As requested by the landlord's legal counsel, the hearing will be scheduled for three hours.

November 17, 2008

Dispute Resolution Officer