

REVIEW DECISION

This is an application for review filed on March 5, 2009 by the tenant for the review of a Decision and an Order dated February 23, 2009 and received according to the Applicant for Review on February 26, 2009. The applicant applied for an extension of time to file the application for review. The Act specifically provides a 5 day time frame in which a party can apply for review with respect to an application for an order compelling the landlord to provide service or facilities required by law. In this instance, the applicant applied 8 days after having received the decision. The applicant stated that he needed more time to collect affidavits from other tenants and to obtain a letter from the Pest Control Company. I note that the applicant filed the original application for dispute resolution on December 30, 2008 and the hearing took place on February 23, 2009. Based on the above, I find the applicant to have ample time to prepare for the hearing and be ready to fully address all issues pertaining to his claim at the hearing. I therefore find that the applicant has failed to prove that exceptional circumstances prevented him from filing for review and accordingly dismiss the application. I have not considered the application on its merits.

For the above reasons, I dismiss the application for leave for review. The original decision dated February 23, 2009 is confirmed.

Dated March 13, 2009