



# Dispute Resolution Services

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Residential Tenancy Branch  
Ministry of Housing and Social Development

## **DECISION**

Dispute Codes      OPR, MNR, & FF

### Introduction

Some documentary evidence has been submitted prior to the hearing. I have thoroughly reviewed all submissions.

I also gave the applicant the opportunity to testify at the hearing.

The respondent was served with notice of the hearing by Registered mail that was mailed on March 13, 2009, but did not join the conference call that was set up for the hearing.

All testimony was taken under affirmation.

### Issues(s) to be Decided

This is a request for an Order of Possession and for monetary order for \$906.00. Applicant is also requesting that the respondent bear the cost of the \$50.00 filing fee paid for this hearing.

### Decision & Reasons

The landlord(s) had applied for an order of possession however at the time of the hearing the tenant had already vacated and the landlord had possession of the rental unit and therefore an order of possession is no longer needed. However rent in the amount of \$ 881.00 is still outstanding for the month of March, 2009.



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I therefore Order, pursuant to Section 38, that the landlord(s) may retain the full security deposit plus interest (\$439.10) towards the outstanding rent.

I further Order pursuant to Section 67 that the respondent(s) pay to the applicant(s) the sum of:

Remaining Outstanding rent	\$441.90
Filing fee	\$50.00
Total	\$516.90

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 06, 2009.

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Dispute Resolution Officer