



Dispute Resolution Services

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

Decision

Dispute Codes: MDC, OLC

Introduction and Background

This hearing dealt with the tenants' application for a monetary order for damage or loss under the Act, in addition to orders requiring the landlord to comply with the Act.

The tenants' advocate attended the hearing. Offering apologies on behalf of the tenants, the advocate stated that an unexpected illness on the part of one of the tenants led to the inability of either tenant to attend.

In regard to the failure of the landlord to appear, the advocate noted that a previous hearing had been held for a dispute between these parties on May 29, 2009. A decision was issued on that same date. That hearing and decision followed after the date of the original application dated May 7, 2009 from the tenants in this current dispute.

Accordingly, the advocate speculated that the landlord may have concluded that the dispute between the parties was now settled. Indeed, while in the earlier decision the landlord's notice to end tenancy was set aside, the current dispute goes beyond that.

Further, the advocate noted that a copy of the tenants' amended application for dispute resolution dated June 9, 2009 may not yet have been received by the landlord.

Pursuant to all of the above, the advocate requested an adjournment.

Conclusion

Under the circumstances, an adjournment of this hearing is granted. Under separate cover, notices concerning a rescheduled hearing date will be sent to the parties.

DATE: June 16, 2009

Dispute Resolution Officer