

DECISION

Dispute Codes MND, FF

Introduction

This hearing dealt with the Landlord's Application for Dispute Resolution, seeking \$9,053.00 from the Tenants in monetary compensation under the Act or tenancy agreement.

The Landlord was affirmed and testified she served the Tenants personally with the Notice of Hearing and Application for Dispute Resolution. Despite this, the Tenants did not appear.

Issues(s) to be Decided

Is the Landlord entitled to monetary compensation from the Tenants?

Background and Evidence

At the outset of the hearing the Landlord explained she did no written condition inspection reports with the Tenants. When asked what evidence she had of the condition of the property prior to the Tenants moving in, she testified she had a video which was taken at that time. She did not submit the video in evidence.

It is explained to all applicants in the hearing package and Notice of Hearing, that they must submit evidence to support their claims, and that there are deadlines to submit this evidence.

I explained to the Landlord that she submitted insufficient evidence of the condition of the unit prior to the move in and after the Tenants moved out. There was also no evidence submitted, such as receipts or invoices, to substantiate the alleged repairs to the unit.

When I explained to the Landlord I was dismissing her claim, due to insufficient evidence, she became hostile and called this Dispute Resolution Officer an explicative several times, then disconnected from the hearing prior to the conclusion.

Analysis

I find the Landlord submitted insufficient evidence to support her claim.

Therefore, based on the foregoing, the rules of procedure and the Residential Tenancy Act, I dismiss the Landlord's claim without leave to reapply.

Conclusion

The Landlord's claim is dismissed due to insufficient evidence to support the claim.

The Landlord's Application for Dispute Resolution is dismissed without leave to reapply.

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: July 27, 2009.

Dispute Resolution Officer