



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing and Social Development

DECISION

Dispute Codes:

OP, MNR, FF

Introduction

This hearing was scheduled in response to the landlord's Application for Dispute Resolution, in which the landlord has made application for an Order of possession, a monetary Order for unpaid rent and to recover the filing fee from the tenant for the cost of this Application for Dispute Resolution.

The Agent for the landlord stated that he could not locate proof of service to the tenant and that due to the absence of proof of service that he could not proceed with the hearing.

Analysis

As the landlord was unable to confirm service of the notice of this dispute resolution hearing to the tenant, as required by section 59(3) of the Act, the Application is dismissed with leave to reapply.

Conclusion

This Application for Dispute Resolution is dismissed with 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: November 10, 2009.

Dispute Resolution Officer