

DECISION

Dispute Codes FF, MNDC, MNR, MNSD, OPR

Introduction

Having heard all the testimony of the applicant(s), under affirmation, and in the absence of any submissions from the respondent(s), although having been notified of the right to make such submissions I have determined:

Issues

This is a request for an order possession based on a Notice to End Tenancy that was given for nonpayment of rent, a request for outstanding rent totaling \$3300.00, a request for a \$200.00 for possible utility charges, and request that the respondent bear the \$50.00 cost of the filing fee that was paid for this hearing.

Decision and reasons

The tenant has failed to comply with a Section 46, 10 day Notice to End Tenancy for nonpayment of rent, that was served in person on March 2, 2010, and rent in the amount of \$3300.00 is still outstanding to the end of April 2010.

Therefore, pursuant to Section 55, I have issued an order of possession for two days after service on the respondent.

The landlord(s) is given a formal Order of Possession and the tenant(s) **must** be served with this Order as soon as possible.

I also Order, pursuant to Section 38, that the landlord(s) may retain the full security deposit plus interest (\$828.25) 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	\$2471.75
Filing fee	\$50.00
Total	\$2521.75

The claim for \$200.00 for possible utility charges is dismissed with leave to reapply, as there is no evidence at this time that these charges will come into effect.

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: April 23, 2010.

Dispute Resolution Officer