

## **DECISION**

Dispute Codes      MNDC, OLC, RPP

### Introduction

This hearing dealt with an Application for Dispute Resolution by the tenant for a Monetary Order for money owed or compensation for loss or damage under the *Residential Tenancy Act* ( *Act*), regulation or tenancy agreement, for an Order for the landlord to return the tenants personal property and an Order for the landlord to comply with the *Act*.

The tenant states he served the landlord by registered mail with a copy of the Application and Notice of Hearing. The landlord did not attend the conference call and the tenant did not provide any evidence to prove service of the hearing documents on the landlord. In order for a hearing to commence I must be satisfied that the landlord was served correctly with the tenants' application and notice of hearing. As the tenant has been unable to provide me with proof of service of the hearing documents I am not satisfied that service was completed in accordance with section 89 of the *Act*. The tenant has provided no other evidence to support his claim

### Conclusion

Copies of my decision have not been sent to either Party as the tenant declined to provide me with his new forwarding address. He requested that I did not send my decision to the dispute address and the landlords address on the application is incomplete.

The tenants' application 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: June 02, 2010.

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Dispute Resolution Officer