

## **DECISION**

Dispute Codes      MNR, MNSD, FF

### Decision and reasons

No hearing was held because the applicant has not met the burden of proving that she has served that the respondent with the notice of today's hearing.

The applicant stated that she served the administrator/respondent's lawyer who she believes is dealing with the estate of M. L. However she has supplied no evidence to show that the lawyer is in fact working on behalf of the estate of M.L..

E-mail evidence provided by the applicant appears to indicate that the administrator/respondent has not given the authority to his lawyer to act on behalf of the estate of M.L. nor is there any evidence to show that the administrator/respondents lawyer is authorized to accept service on his behalf.

In the absence of proof of service I am not willing to proceed with this matter.

### Conclusion

This 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 28, 2010.

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Dispute Resolution Officer