



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing and Social Development

DECISION

Dispute Codes CNC

Introduction

This is the Tenants' application to cancel a Notice to End Tenancy for Cause.

The Tenants gave affirmed testimony at the Hearing.

Preliminary Matters

This matter was scheduled to be heard on August 13, 2010 at 10:30 a.m. By 10:40 a.m., the Landlords had not yet signed into the Hearing.

The Tenants testified that they mailed the Notice of Hearing documents to the Landlords, but could not confirm the date the documents were mailed. The Tenants stated that they believed the documents were mailed on June 21, 2010. The Tenants did not provide a copy of the registered mail receipt and tracking number in evidence.

Analysis

The Tenants did not provide sufficient testimony or documentary evidence to prove service of the Notice of Hearing documents upon the Landlords. Therefore, the Tenants' application is dismissed with leave to reapply.

Conclusion

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: August 13, 2010.

Dispute Resolution Officer