



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing and Social Development

DECISION

Dispute Codes MNDC, MNR, MNSD, FF

Decision and reasons

No hearing was held because the applicant failed to serve the tenant with the notice of hearing within the required time limit.

The applicant is required to serve a copy of the notice of hearing and the hearing package, on the respondent within three days of receiving the package.

In this case the applicant file his application on April 16, 2010 and received the hearing package on April 19, 2010; however he did not serve the package on the respondent until May 28, 2010, 39 days after receiving the package.

Therefore since the applicant did not serve the package within the required time limit I am not willing to proceed with this matter and I therefore dismiss the full claim 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 27, 2010.

Dispute Resolution Officer