

DECISION

Dispute Codes FF, MNDC, MNR, MNSD, OPR

Introduction

Some documentary evidence and written arguments has been submitted prior to the hearing. I have thoroughly reviewed all submissions.

I also gave the applicant the opportunity to testify at the hearing.

The respondent was served with notice of the hearing by hand on September 14, 2010, but did not join the conference call that was set up for the hearing.

All testimony was taken under affirmation.

Issues(s) to be Decided

This is an application for an order possession based on the Notice to End Tenancy for non-payment rent, a request for a monetary order for \$1390.00, and a request that the respondent bear the \$50.00 cost of the filing fee.

Background and Evidence

The applicant testified that:

- The tenant was served with the Notice to End Tenancy for non-payment of rent, on September 2, 2010.
- The tenant paid the majority of the outstanding rent yesterday however did not pay the full outstanding rent and in fact there is still \$49.24 outstanding.

Residential Tenancy Branch
Ministry of Housing and Social Development

The applicant is therefore requesting an Order of Possession be issued and that a monetary order be issued for the outstanding rent of \$49.24 plus the filing fee of \$50.00 for a total of \$99.24.

Decision and reasons

The tenant has failed to comply with a Notice to End Tenancy and rent in the amount of \$49.24 is still outstanding and therefore the landlord has a right to an Order of Possession.

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

I also Order pursuant to Section 67 that the respondent pay to the applicant the sum of:

Remaining Outstanding rent	\$49.24
Total	\$99.24

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: October 20, 2010.

Dispute Resolution Officer