



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing and Social Development

DECISION

Dispute Codes MND, MNR, MNSD, MNDC, FF

This was an application by the landlord for a monetary order and an order to retain the security deposit the hearing was scheduled to be heard by conference call. The landlord, the named tenant and her advocate attended the hearing. At the commencement of the hearing the landlord requested an adjournment of the hearing. He requested the adjournment because he has been unable to submit evidence in support of his claim. The applicant testified that when he moved to Alberta the evidence he intended to submit became wet and was destroyed. He testified that he has been ill and will not be able to submit his evidence until he is able to return to British Columbia to make new copies of the original documents and photographs. The applicant did not say when he would be in a position to submit his evidence.

I find that an adjournment of this application is not appropriate, particularly in light of the uncertainty about a date to reconvene the hearing. The respondent has consented to the dismissal of the landlord's application with leave to reapply.

No decision has been made with respect to the merits of the claim. The landlord's application is dismissed with leave to reapply.