



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing and Social Development

DECISION

Dispute Codes MNDC, RPP

Introduction

This matter was due to deal with an application by the tenant, for a Monetary Order for money owed or compensation for loss or damage under the Residential Tenancy Act (Act), regulations or tenancy agreement, and for an Order for the landlord to return the tenants personal property.

The hearing scheduled for September, 2010 was adjourned as the tenant had not served the landlords within three days of filing her application as she had been suffering with ill health and had attended hospital. The hearing was reconvened to this date to hear the tenants' application. At the outset of the hearing the landlords' state that they only received the tenants evidence three days before the hearing. The tenant asked for an adjournment of this hearing as she had been unwell since the first hearing and had not had time to serve her evidence to the landlords before this time. She also states had not been able to fully prepare for this hearing due to her continued ill health.

I did not find it appropriate to grant another adjournment at this time as the degree to which the need for another adjournment arises out of the neglect of the tenant in being fully prepared for this hearing pursuant to s. 6.4(d) of the Residential Tenancy Branch Rules of Procedure.

The tenant decided to withdraw her application at this time and intends to refill her application when she is fully prepared for a hearing to commence. Therefore no hearing took place today.



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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: November 02, 2010.

Dispute Resolution Officer