

DECISION

Dispute Codes MNR, FF

Introduction

This hearing dealt with an application by the tenant for money owed or compensation for damage or loss, return of the security deposit and recovery of the filing fee. Both parties participated in the conference call hearing.

Issues to be Decided

Is the tenant entitled to any of the above under the Act.

Summary of Background and Evidence

The tenant testified that she vacated the rental property on September 1, 2010 and on that day when she returned her keys she provided the landlord with her forwarding address in writing for return of her security deposit.

The landlord's agent testified that the security deposit had been sent to the address provided by the tenant but that it was returned by Canada Post 'recipient unknown'. Upon verification of the address with the landlord it appeared that the appropriate floor number was missing.

During this hearing the tenant and landlord's agent agreed that the tenant would come to the apartment building office this day, at 11:00AM and the tenant would be provided the security deposit cheque for \$342.50 and the \$21.03 interest in cash.

As the tenant has been successful in this application the tenant is entitled to recovery of the \$50.00 filing fee.

Conclusion

I find that the tenant is entitled to recovery of the \$50.00 filing fee.

A monetary order in the amount of **\$50.00** has been issued to the tenant and a copy of it must be served on the landlord. If the amount is not paid by the landlord, the Order may be filed in the Provincial (Small Claims) Court of British Columbia and enforced as an order of that court.

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: January 26, 2011

Residential Tenancy Branch