

## **DECISION**

Dispute Codes      OPR, MND, MNR, MNSD, MNDC, FF

This hearing dealt with an application by the landlord for an order of possession, a monetary order and an order to retain the security deposit in partial satisfaction of the claim. The landlord participated in the conference call hearing but the tenant did not. The landlord was unable to present evidence that the tenants were served with the application for dispute resolution and notice of hearing. I find that the tenants had not been properly served with notice of the landlord's claim and the date and time of the hearing. The landlord was unable to provide any evidence of the 10 Day Notice to End Tenancy for Unpaid Rent or utilities or any proof of personal service or registered mail service in regards to the hearing package; I therefore dismiss the landlord's application 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: March 04, 2011.

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Residential Tenancy Branch