



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Public Safety and Solicitor General

DECISION

Dispute Codes MNSD

Introduction

This conference call hearing was convened in response to the tenant's application for the return of double the amount of the security deposit.

The tenant participated in the hearing however he could not provide sufficient evidence of proper service of the application for dispute resolution to the landlord.

Analysis

Section 59(3) of the Act provides that a party applying for dispute resolution must serve a copy of the application to the other party named in the dispute. In the interest of administrative fairness, the respondent in the dispute is entitled to be heard at a hearing. Based on the information provided by the applicant, I am not satisfied that the respondent was served in accordance with the Act.

Conclusion

The tenant's application for a monetary order is dismissed 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: April 01, 2011.

Residential Tenancy Branch