



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      MNDC

### Introduction

Some written arguments have been submitted prior to the hearing. I have thoroughly reviewed all submissions.

I also gave the applicant the opportunity to testify at the hearing.

The respondent was served with notice of the hearing by registered mail that was mailed on March 14, 2011 but did not join the conference call that was set up for the hearing.

All testimony was taken under affirmation.

### Issue(s) to be Decided

This is a request for a monetary order for \$325.00.

### Background and Evidence

The applicant testified that:

- He filed an application for dispute resolution to recover his security deposit and the hearing was held on November 9, 2010.
- He had been informed by an information officer that the Dispute Resolution Officer would automatically double the amount of the security deposit when issuing the award.
- When you receive the Dispute Resolution Officer's decision and order, he found that the dispute resolution officer had failed to double the amount of the security deposit.

He is therefore requesting that since the Residential Tenancy Act requires the landlord pay double the security deposit in these situations, another order be issued equal to the amount of the original deposit.

### Analysis

It is my decision that I do not have the authority to issue another order in this matter.

The applicant has already filed an application for return of the security deposit and that application was heard by another Dispute Resolution Officer, and I have no authority to re-hear the matter.

I do not know why the original Dispute Resolution Officer did not issue an order for double the security deposit, as I was not present at the previous hearing, however if the applicant believes that there has been an error or omission by the previous Dispute Resolution Officer he should be applying for a correction or clarification from the Dispute Resolution Officer who issued the original decision/order.

### Conclusion

I declined jurisdiction over this matter, as the matter has already been dealt with in a previous dispute resolution hearing.

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: June 22, 2011.

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Residential Tenancy Branch