

## **DECISION**

Dispute Codes       MND, MNR, MNDC, FF

This is an application filed by the Landlord for a monetary order for damage to the unit, site or property, for unpaid rent or utilities, for money owed or compensation for damage or loss under the Act, regulation or tenancy agreement and recovery of the filing fee.

The Landlord attended the hearing by conference call and gave affirmed testimony. The Tenant did not attend.

At the beginning of the hearing it was confirmed by the Landlord that the notice of hearing package was returned by Canada Post as the Tenant's could not be reached at the address that was provided by text to the Landlord. The Landlord states that the Tenant has failed to provide a forwarding address in writing and he is unable to serve the Tenant. Rule 3 of the Residential Tenancy Branch Rules of Procedure state, "proof of service required at the dispute resolution proceeding." The Landlord is unable to secure an address for service at this time. Since the respondent has not attended due to the lack of a service address, I dismiss the Landlord's application with leave to re-apply when he can obtain an address.

### **Conclusion**

The Landlord's application is dismissed with leave to re-apply.  
The merits of the application were not considered.

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 10, 2011.

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Residential Tenancy Branch