

DECISION

Dispute Codes CNL

This is an application filed by the Tenant to cancel a notice to end tenancy for the Landlord's use of the property and recovery of the filing fee.

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

At the beginning of the hearing the Tenant stated that he did not serve the Landlord with the notice of hearing documents. This is contrary to the Service Provisions in the Residential Tenancy Policy Guideline Number 12. The Tenant has failed to give notification to the Landlord to respond to the application for dispute. The Tenant's application is dismissed with leave to re-apply.

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: July 08, 2011.

Residential Tenancy Branch