

DECISION

Dispute Codes OPR, MNR, MNSD, MNDC, FF

This is an application filed by the Landlord for an order of possession resulting from a 10 day notice to end tenancy for unpaid rent, a monetary order request for unpaid rent, for money owed or compensation for damage or loss under the Act, regulation or tenancy agreement, to keep all or part of the security deposit and recovery of the filing fee.

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

This matter was set for a conference call hearing at 2:00 p.m. on this date. The Tenant failed to call in by 2:10 p.m. The Landlord stated that she personally served the notice of hearing documents on the Tenant, but has no proof of service. The Tenant has also failed to submit a copy of the 10 day notice to end tenancy or any evidence in support of her claim. I am not satisfied based upon the direct testimony of the Landlord that the notice of hearing documents were properly served. As the Tenant has not attended, I dismiss the Landlord's application with leave to reapply.

Conclusion

The Landlord's application 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: July 28, 2011.

Residential Tenancy Branch