



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

INTERIM DECISION

Dispute Codes

MNDC; MNSD; OPT; AS; FF

Introduction

This matter was convened to hear the Tenant's application for a monetary order for damage or loss; return of the security deposit; to obtain an order of possession; to allow the Tenant to assign or sublet the rental unit; and to recover the cost of the filing fee from the Landlord.

Preliminary Matters

The Tenant signed into the teleconference on time and provided affirmed testimony with respect to service of documents and some of the particulars surrounding the tenancy. The Landlord signed into the teleconference almost 10 minutes after it began and was affirmed into the Hearing. I repeated the Tenant's testimony for the Landlord's benefit.

The Landlord disputed the Tenant's testimony with respect to the Tenant's service of documentary evidence upon her, stating that she did not receive copies of all of the documents that the Tenant provided the Residential Tenancy Branch (the "RTB"). The Landlord also testified that she was unable to file her documentary evidence with the RTB because she was not aware of the new hours of operation and had arrived at the branch 10 minutes after it closed. She stated that she drove in from Kelowna in order to file her documents. The Landlord requested an adjournment in order to file the documents and serve the Tenant.

The Tenant stated that the Landlord still possessed some of his belongings and he was concerned about getting them back. The Landlord stated that he could pick them up at anytime.

I allowed the Landlord's application to adjourn the Hearing, in order for the Tenant to re-serve the Landlord with his documentary evidence and for the Landlord to provide the Tenant and the RTB with her documentary evidence. I ordered that this service take

place **within 3 days of receipt of this Interim Decision** and that there be a witness present who could verify what documents were provided and on what date.

Conclusion

This matter is adjourned to the date and time provided on the enclosed Notice of Dispute Resolution Hearing.

This interim 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: August 09, 2011.

Residential Tenancy Branch