



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC, MNSD, FF

Introduction

This matter dealt with an application by the Tenant for compensation for damage or loss under the Act, regulations or tenancy agreement and for the return of a security deposit.

The Tenant said she served the Landlord with the Application and Notice of Hearing (the “hearing package”) by personal delivery on June 15, 2011. Based on the evidence of the Tenant, I find that the Landlord was served with the Tenant’s hearing package as required by s. 89 of the Act and the hearing proceeded with all parties in attendance.

The Tenant said at the start of the conference call her application was for the return of double her security deposit as indicated in the Act. During the conference call it was agreed by both the Tenant and the Landlord that the Tenant had signed her security deposit over to the Landlord on the move out condition inspection report because she did not give proper written notice to the Landlord prior to moving out. Consequently the Tenant does not have a claim to the return of the security deposit. In view of the testimony of both the Tenant and the Landlord, I dismiss the Tenant’s application without 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*.

Residential Tenancy Branch