



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

Interim Decision

Dispute Codes:

MNSD; MNDC

Introduction

This is the Tenant's application for compensation for damage or loss under the Residential Tenancy Act (the "Act"), Regulations or the tenancy agreement; and for return of the security deposit and pet damage deposit.

Both parties appeared and gave affirmed testimony.

The Tenant testified that he provided all of the Landlords with the Notice of Hearing documents by registered mail sent May 27, 2011. The Tenant provided photocopies of the registered mail receipts and tracking numbers for the Landlords SB and MS. The Landlords' agents stated that they were attending as agents for all of the Landlords. The Landlords SB and JS share the same address. Therefore, I find that the Landlords SB and MS were served with the Notice of Hearing documents in accordance with the provisions of Section 89(1)(c) of the Act and that the Landlord JS was sufficiently served with the Notice of Hearing documents, pursuant to the provisions of Section 71(2)(c) of the Act.

Preliminary Matters

The Tenant testified that he provided the Landlords with copies of his first package of documentary evidence when he sent the Notice of Hearing documents by registered mail. He stated that he provided the Landlords with copies of his second package of documentary evidence by regular mail sent on August 12, 2011. He testified that he faxed the same package to the Residential Tenancy Branch on August 12, 2011. The Landlords' agents stated that they received the Tenant's documentary evidence and stated that they wished to provide rebuttal evidence.

I advised the parties that the Tenant's second package of evidence was not on the case file. The Tenant asked for an adjournment so that he could provide the Residential Tenancy Branch with more copies. The Landlords' agents asked to be allowed to provide rebuttal evidence.

I granted both applications. The Tenant must provide the Residential Tenancy Branch with copies of his second evidentiary package within 3 days of receipt of this Interim

Order. The Landlords must also provide the Residential Tenancy Branch and the Tenant with copies of their rebuttal evidence within 3 days of receipt of this Interim Decision. No further documentary evidence will be accepted by either party.

This matter is adjourned to the date provided on the Notice that is enclosed with the Tenant's copy of this Interim Decision. **The Tenant must serve all of the Landlords with the enclosed Notice in accordance with the provisions of Section 89(1) of the Act within 3 days of receipt of this Interim Order.**

Conclusion

The Tenant's application is adjourned to the date provided on the Notice that is enclosed with the Tenant's copy of this Interim Decision. **The Tenant must serve all of the Landlords with the enclosed Notice in accordance with the provisions of Section 89(1) of the Act within 3 days of receipt of this Interim Order.**

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: September 06, 2011.

Residential Tenancy Branch