



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: OPR, MNR

Introduction

This matter was originally conducted by way of Direct Request Proceeding on August 15, 2011. The Landlord seeks an Order of Possession and a Monetary Order for unpaid rent. On August 15, 2011, the Dispute Resolution Officer found that there was insufficient evidence to determine whether the Landlord was entitled to an Order of Possession or a Monetary Order for the amount claimed. The Dispute Resolution Officer found that a conference call hearing was required and directed the Landlord to serve the Tenant with a Notice of Reconvened Hearing within three days of receipt of her decision.

The Landlord's agent gave affirmed testimony at the Hearing.

Preliminary Matters

The Landlord's agent testified that he thought the Residential Tenancy Branch had provided the Tenant with a copy of the Notice of Reconvened Hearing and therefore he did not serve the Tenant. Therefore, 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: September 19, 2011.

Residential Tenancy Branch