



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

**Dispute Codes:** MNSD, MNDC, FF

### **Introduction**

This is the Tenant's application for return of the security deposit; for compensation for damage or loss under the Act, Regulation or tenancy agreement; and to recover the cost of the filing fee from the Landlord.

The Tenant gave affirmed testimony at the Hearing.

### **Preliminary Matters**

The Tenant testified that she mailed the Notice of Hearing documents, by registered mail, to the Landlord. She stated that she thought she sent them a couple of days after she filed her application. The Tenant stated that she was calling from work and that the registered mail receipt and tracking numbers were at her home.

This matter was scheduled to be heard at 11:00 p.m. via teleconference. The Landlord had not signed into the Hearing by 11:10. I find that the Tenant did not provide sufficient evidence that the Landlord was served with the Notice of Hearing documents and therefore I dismiss the Tenant's application **with leave to reapply**.

### **Conclusion**

The Tenant'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: October 07, 2011.

---

Residential Tenancy Branch