



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes:

MNDC, FF

Introduction

This hearing was scheduled in response to the landlord's Application for Dispute Resolution, in which the landlord has requested compensation for damage to the rental unit and to recover the filing fee from the tenant for the cost of this Application for Dispute Resolution.

Both parties were present at the hearing. At the start of the hearing I introduced myself and the participants.

The landlord has claimed compensation in the sum of \$2,244.78. The application was submitted on October 7, 2011.

No evidence submission was made until December 19, 2011; when the landlord sent documents to the tenant and Residential Tenancy Branch (RTB), via courier service. The tenant stated she received some photographs last night. No evidence was before me.

The application did not set out an itemized list of the claim made; no detailed calculation of the damage claim was served to the tenant or RTB, which would allow the tenant to respond prior to this hearing.

Therefore, in the absence of any evidence supporting the claim and, in the absence of any detailed calculation of the claim made, I find that the application is dismissed. I find that the landlord had ample opportunity since submitting the claim to provide supporting documents and, in the absence of a calculation setting out the claim, the landlord's application has failed.

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: December 22, 2011.

Residential Tenancy Branch