



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC FF

This hearing dealt with an application by the tenant for monetary compensation under section 51 of the Act.

Preliminary Issue – Service of Notice of Hearing

The tenant stated that he attempted to serve the landlord with the application for dispute resolution and notice of hearing by registered mail on December 20, 2011, but the package was returned to the tenant. The tenant sent the package to the address where the landlord lived during the tenancy. The tenant could not verify that the landlord still resides at that address.

I find that the tenant did not provide sufficient evidence that he served the landlord with notice of the hearing as required under the Act. I therefore dismiss the tenant's application 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: January 27, 2012.

Residential Tenancy Branch