



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNSD

By application dated December 15, 2011, the tenant seeks return of his security deposit in double on the on the grounds that the landlord did not return it or make application for dispute resolution to make claim upon it within 15 days of the latter of the end of the tenancy or receipt of the tenant's forwarding address.

As noted by written submission of the landlord, this tenancy was the subject of a hearing on December 19, 2011 on the landlord's application for unpaid rent for September 2011, recovery of her filing fee and authorization to retain the security deposit in set off.

In the result, the landlord was found to have made application within the 15-day time limit and she was awarded the \$425 security deposit in set off against the unpaid September 2011 rent and was granted a Monetary Order for \$425 to cover the balance.

As the disposition of the security deposit was dealt with in the previous hearing in favour of the landlord, it is longer available for consideration. Therefore, the present application is dismissed without 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: February 23, 2012.

Residential Tenancy Branch