



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes DRI, CNC, CNL, OLC

This hearing dealt with the Tenant's Application for Dispute Resolution, seeking to cancel a Notice to End Tenancy for alleged cause, to cancel a Notice to End Tenancy for the Landlord's use of the property, to dispute an additional rent increase and for an order for the Landlord to comply with the Act.

Both parties appeared and gave affirmed testimony.

Although this was the Tenant's Application, she did not submit copies of the notices she wanted cancelled into evidence. No documentary evidence was submitted by the Tenant.

The hearing package given to all applicants contains instructions on evidence and the deadlines to submit evidence, as does the Notice of Hearing provided to the Tenant.

The notices and rent increase documents are not mere technicalities.

In fact, it is hard to imagine any other documents being more relevant or material to the Tenant's claim, in particular when she is asking to have these documents cancelled.

The responsibility of proving a claim is on the person making the claim. As the Tenant failed to provide copies of the Notices, I find the Tenant has provided insufficient evidence to prove her claim.

Therefore, I dismiss the claim without leave to reapply. None of the notices are cancelled. They remain in full force and effect.

This decision is final and binding on the parties, except as provided under the Act, and 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: April 03, 2012.

Residential Tenancy Branch