



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MND, FF

Introduction

This hearing dealt with an Application for Dispute Resolution by the landlord for a monetary order for damages to the unit, and to recover the filing fee for the claim.

Although served with the Application for Dispute Resolution and Notice of Hearing on May 11, 2012, by registered mail the tenant did not appear.

Section 90 of the Act determines that a document served in this manner is deemed to have been served five days later. I find that the tenant has been duly served in accordance with the Act.

Preliminary Issue

At the onset of the hearing the landlord's agent stated that they are withdrawing their application. Therefore, I find the landlord is at liberty to reapply.

Conclusion

The landlord has withdrawn their application. The landlord is at liberty 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: July 10, 2012.

Residential Tenancy Branch