



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes FF, MNDC

Decision and reasons

No hearing was held because the applicant failed to serve the notice of hearing documents within the time frame required under the Residential Tenancy Act.

The Section 59(3) of the Residential Tenancy Act states:

59 (3) a person who makes an application for dispute resolution must give a copy of the application to the other party within 3 days of making it, or within a different period specified by the director.

In this case the application was filed on June 8, 2012, however the documents were not served until July 4, 2012 by registered mail, and the director had not specified any different period.

Conclusion

The monetary application is dismissed with leave to reapply, however I order that the applicant bear the \$50.00 cost of the filing fee.

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 16, 2012.

Residential Tenancy Branch