



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MDNC and O

Introduction

This hearing was convened on the tenant's application of June 21, 2012 seeking monetary compensation of \$1,000 for loss or damage under the legislation or rental agreement arising from a bed bug infestation in the rental unit.

As the hearing progressed, it became apparent that the landlord had not received the tenant's evidence submission as required under the Rules of Procedure. The tenant and her advocate concurred that they had not been able to serve the package on the landlord.

Given that the parties disagreed by six months as to when the landlord was advised of the problem and on other fundamental questions such as when the tenancy began, amount of the security deposit and whether there is a written rental agreement, etc., it was not possible continue with the hearing on oral evidence alone.

Therefore, I must dismiss the present application with leave to reapply and have advised both parties of the requirement to provide evidence to the branch and to each other as soon as possible and no later than five clear days before the hearing, not counting the days on which it was sent and received.

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 12, 2012.

Residential Tenancy Branch