



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes:

OPR, MNR, FF

Introduction

This hearing was scheduled in response to the landlord's Application for Dispute Resolution, in which the landlord has made application for an Order of Possession for Unpaid Rent, a monetary Order for unpaid rent and to recover the filing fee from the tenant for the cost of this Application for Dispute Resolution.

The Agent for the landlord provided affirmed testimony that copies of the Application for Dispute Resolution and Notice of Hearing were given to the tenant by posting to his door on August 15, 2012.

The tenant did not attend the hearing and vacated the rental unit at the end of August. The landlord withdrew the request for an Order of possession.

The application included a monetary claim for unpaid August, 2012 rent that was outlined in the details of the dispute.

As the Notice of hearing was not served to the tenant either via registered mail or by personal delivery, as provided by section 89 of the Act, I determined that service, for the purpose of a monetary order had not been completed. The monetary claim was dismissed with leave to reapply.

Conclusion

The landlord withdrew the request for an Order of possession.

The monetary claim is dismissed with leave to reapply.

This decision is final and binding on the parties, unless otherwise 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: September 17, 2012.

Residential Tenancy Branch