

DECISION

Dispute Codes:

MNDC; MNSD; FF

Introduction

This is the Tenant's application for a monetary order for double the amount of the security deposit paid to the Landlord and to recover the cost of the filing fee from the Landlord.

The Tenant gave affirmed testimony at the Hearing.

Preliminary Matter

The Tenant testified that he mailed the Notice of Hearing documents to the Landlord, by registered mail. He stated that he was not sure of the day that the documents were mailed, but that he was pretty sure it was within the required timelines. The Tenant did not have the receipt and tracking numbers for the registered documents.

I find that the Tenant provided insufficient evidence that the Landlord was duly served with the Notice of Hearing documents. The teleconference remained open for 10 minutes and the Landlord did not sign into the Hearing.

Therefore, the Tenant's application is **dismissed with leave to reapply**.

Conclusion

The Tenant's application is dismissed **with leave 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: December 20, 2012.

Residential Tenancy Branch