



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes ET

This hearing dealt with an application by the landlord for an order ending this tenancy early. At the hearing, the landlord testified that he had been unable to serve the tenant with the application for dispute resolution and notice of hearing because the tenant was in custody and the landlord was unable to access him. The landlord testified that he had posted the documents on the door of the rental unit in the hope that the tenant's friend would retrieve them and pass them along to the tenant, but at the hearing he was unsure whether the friend had obtained the documents.

I was not satisfied that the tenant had been served with notice of the claim against him and for that reason, I dismissed the claim 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: January 11, 2013

