



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      MNSD

### Introduction

This was the hearing of an application by the tenant for the return of a security deposit. The tenant provided evidence that he sent documents, including the application for dispute resolution and Notice of Hearing by registered mail to an address in Nanaimo. He did not provide any evidence to establish that the address was the address where the landlord resides or carries on business as a landlord. In addition the applicant did not submit any documentary evidence to show that he provided the landlord with his forwarding address in writing before applying to claim payment of a security deposit.

### Conclusion

The applicant has not provided satisfactory proof that the landlord was served with the application for dispute resolution and Notice of Hearing in accordance with the provisions of section 89 91) of the *Residential Tenancy Act* by sending a copy to the address where she resides, or where she carries on business as a landlord. In the absence of adequate proof of service, this 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: February 27, 2013

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Residential Tenancy Branch

