



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding ROYAL PROVIDENCE MANAGEMENT INC.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes: *MNSD, MNDC, FF*

Introduction

This hearing dealt with an application by the Landlord pursuant to the *Residential Tenancy Act* for a monetary order for the cost of cleaning and repairs and for the filing fee. The landlord also applied to retain the security deposit in partial satisfaction of the monetary claim.

The landlord testified that he served the tenant with the notice of hearing by registered mail on November 30, 2012 to the forwarding address provided by the tenant. The landlord filed a copy of the tracking slip. Despite having been served with the notice of hearing, the tenant did not attend the hearing. The landlord attended the hearing and was given full opportunity to present evidence and make submissions.

At the start of the hearing, it was determined that the evidence that the landlord had faxed to the Residential Tenancy Branch office was not present on the file in front of me. The landlord requested that this application be dismissed with leave to reapply, in order to have his evidence resent to the office. Since the landlord relies upon this evidence to support his monetary claim, this application is dismissed with leave to reapply.

Conclusion

The landlord'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: February 20, 2013

Residential Tenancy Branch

