



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes ERP and MNSD

Introduction

This hearing was convened on an application by the tenant dated November 15, 2012 seeking a monetary award for return of his security deposit and reimbursement for emergency repairs and a missing extension cord.

Despite having made this application, the tenant did not call in to the number provided to enable his participation in the telephone conference call hearing while the landlord did appear with a witness available if needed.

In the absence of the applicant with attendance by the respondent, this application is dismissed without leave to reapply.

As a matter of note, the tenant's application included a request for return of a security deposit which had been awarded to the landlord during a hearing the day before. That, combined with the tenant's failure to provide evidence in support of the other claims, suggests the application is vexatious and an abuse of process, grounds for dismissal under section 62(4) of the *Act*.

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 21, 2013

Residential Tenancy Branch

