



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: OPR

Introduction

This hearing dealt with an application by the landlord pursuant to the *Residential Tenancy Act* for orders as follows:

1. An Order of Possession pursuant to Section 55; and

The tenant did not appear at the hearing of this matter. The landlord testified that he served the Notice to End Tenancy on the tenants by way of posting the Notice to the rental unit door on December 2, 2012. Further, that he served the Application for Dispute Resolution seeking only an Order of Possession and Notice of this hearing also by way of posting the Application to the rental unit door on February 6, 2013. The landlord testified that he has received no rent nor has he seen the tenant around the property since October 2012.

Based on the evidence of the landlord I am not satisfied that by posting the Notice to End Tenancy or the Notice of this Hearing on the door of the rental unit door that the tenant has been notified of the claims being made against him.

The landlord's claims are therefore 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 28, 2013

Residential Tenancy Branch

