



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding BOARDWALK GENERAL PARTNERSHIP  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      OPR, MNR, MNSD, MNDC, FF

### Introduction

This hearing dealt with an Application for Dispute Resolution by the landlord for an order of possession, for a monetary order for unpaid rent and for money owed or compensation for damage or loss under the Act, and to keep all or part of the security deposit.

Although served with the Application for Dispute Resolution and Notice of Hearing by registered mail sent on April 17, 2013, a Canada post tracking number was provided as evidence of service, the tenant did not appear.

Section 90 of the Act determines that a document served in this manner is deemed to have been served five days later. I find that the tenant has been duly served in accordance with the Act.

### Preliminary issue

At the outset of the hearing, the landlord stated that the parties have resolved the matters that were scheduled for dispute resolution. However, the landlord seeks to recover the cost of the filing fee from the tenant.

In this case, the landlord's application had merit; the matters were resolved by the parties prior to the scheduled hearing. As a result I find the landlord is entitled to recover the cost of filing the application in the amount of \$50.00.

I find that the landlord has established a total monetary claim of **\$50.00** and I grant the landlord an order under section 67 of the Act.

This order may be filed in the Provincial Court (Small Claims) and enforced as an order of that Court.

### Conclusion

The landlord is granted a monetary order in the above amount.

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: May 15, 2013

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Residential Tenancy Branch