



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes FF, MNR

Introduction

This is an application for a monetary order for \$1550.00 however the hearing did not proceed today because the landlord was unable to provide evidence to show that the notice of hearing was served within the required timeframe.

Section 59(3) of the Residential Tenancy Act states:

59(3) Except for an application referred to in subsection (6), a person who makes an application for dispute resolution must give a copy of the application to the other party within 3 days of making it, or within a different period specified by the director.

In the absence of evidence showing that the applicant has complied with section 59(3) of the Act I'm not willing to proceed with the hearing.

Conclusion

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: June 06, 2013

Residential Tenancy Branch

