



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding LI-CAR MANAGEMENT GROUP  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      OPR, MNR, MNSD, FF

### Introduction

This hearing dealt with an Application for Dispute Resolution by the landlord for an order of possession, a monetary order and an order to retain the security deposit in partial satisfaction of the claim.

Although served with the Application for Dispute Resolution and Notice of Hearing on June 22, 2013, by registered mail the tenant did not appear. A Canada post tracking number was provided as evidence.

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 they have resolved most of the issues that were filed in their application with the tenant. The landlord stated the remaining issue left to be dealt is the request to recover the cost of the filing fee from the tenant. As the settlement was a direct result of filing their application for dispute resolution.

In this case, the landlord filed an application for dispute resolution. After the application was filed the parties were able to resolve the main issues of dispute. As the landlord application had merit, I find the landlord is entitled to recover the cost of filing the application from the tenant. I authorize the landlord to retain from the tenant's security deposit the amount of \$50.00, in full satisfaction of the claim.

### Conclusion

The landlord is authorized to retain the amount of \$50.00, for the tenant's security deposit in full satisfaction of the claim.

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: July 24, 2013

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Residential Tenancy Branch