



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: MNDC; MNSD; FF

Introduction

This is the Tenants' application for a monetary order for double the security deposit and to recover the cost of the filing fee from the Landlord.

The Tenant gave affirmed testimony at the Hearing.

Preliminary Matters

The Tenant testified that he served the Landlord with the Notice of Hearing documents by registered mail on September 23, 2013. He stated that the documents were returned to him by the post office on October 23, 2013.

I asked the Tenant where he sent the documents. He stated that he sent them to an address that he got from Municipal Hall. The Tenant did not provide any documentary evidence.

I asked the Tenant if he attempted to serve the Landlord by handing the documents to him. The Tenant stated that he didn't try to serve him in that manner.

I explained to the Tenant that he had not served the Landlord in accordance with the provisions of Section 89 of the Act. I find that the Tenant provided insufficient evidence to prove service.

Conclusion

The Tenant's 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: November 04, 2013

Residential Tenancy Branch

