



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Dole Enterprises Ltd.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes: MNSD, MND, MNR, MNDC, FF

Introduction

The Landlord seeks a monetary award for unpaid rent, damages and compensation for damage or loss under the Act, regulation or tenancy agreement; to apply the security deposit in partial satisfaction of its monetary award; and to recover the cost of the filing fee from the Respondent.

The Landlord and the Respondent gave affirmed testimony at the Hearing.

Preliminary Matter

The Tenant passed away at the end of August, 2013. The Landlord named the Respondent as the executor of the Tenant's estate. The Respondent testified that she is not the executor, and that the Tenant died intestate.

The Landlord provided no documentary evidence with respect to the identity of the Tenant's executor, if any, and therefore I dismiss the Landlord's claim against the Respondent as named on its Application for Dispute Resolution.

Conclusion

The Landlord's application against the Respondent, as named on its Application for Dispute Resolution, is dismissed.

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: March 18, 2014

Residential Tenancy Branch

