



# Dispute Resolution Services

Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Headwater Projects  
and [tenant name suppressed to protect privacy]

## DECISION

### Dispute Codes:

MNDC, FF

### Introduction

This hearing was convened in response to the Tenants' application for a monetary Order for money owed or compensation for damage or loss under the *Residential Tenancy Act (Act)*, Regulation or tenancy agreement; and to recover the filing fee from the Landlord for the cost of filing this Application for Dispute Resolution.

### Issue(s) to be Decided

Is the Tenant entitled to compensation for being required to vacate the rental unit pursuant to section 49 of the *Act*?

### Background and Evidence

The Tenant stated that he did not serve the Landlord with the Application for Dispute Resolution or Notice of Hearing, as he did not understand that was required.

### Analysis

As the Landlord has not been served with notice of this hearing/claim in accordance with section 88 of the *Act*, I am unable to proceed in the absence of the Landlord.

### Conclusion

This matter is dismissed with leave to reapply, as I have made no determination on the merits 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: March 28, 2014

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Residential Tenancy Branch

