



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      MNDC

### Introduction

This hearing was convened as a result of the tenant's application for dispute resolution seeking remedy under the Residential Tenancy Act (the "Act"). The tenant applied for a monetary order for money owed or compensation for damage or loss.

The tenant and the landlord attended the teleconference hearing.

### Preliminary and Procedural Matters

At the outset of the hearing, the parties were advised that the tenant's application for monetary compensation was being refused, pursuant to section 59(5)(c) of the Residential Tenancy Act because her application for dispute resolution did not provide sufficient particulars of her claim for compensation, as is required by section 59(2)(b) of the Act.

I find that proceeding with the tenant's monetary claim at this hearing would be prejudicial to the landlord, as the absence of particulars that set out how the tenant arrived at the amount of \$1120.61 makes it difficult, if not impossible, for the landlord to adequately prepare a response to the tenant's claim.

The tenant is at liberty to re-apply for her monetary claims as a result, but is reminded to include full particulars of her monetary claim when submitting her application, and is encouraged to use the "Monetary Worksheet" form located on the Residential Tenancy Branch website, [www.rto.gov.bc.ca](http://www.rto.gov.bc.ca). The tenant may include any additional pages to set out the details of the dispute in her application, as required.

Conclusion

The tenant's application has been refused pursuant to sections 59(5)(c) and 59(2)(b) of the *Act*. The tenant is at liberty to reapply for her monetary claim, however, and is informed to provide a detailed breakdown of any future monetary claim at the time an application is submitted.

I make no findings on the merits of the tenant's application for dispute resolution. Leave to reapply is not an extension of any applicable limitation period.

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* and is being mailed to both the applicant and the respondent.

Dated: May 07, 2014

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Residential Tenancy Branch

