



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding AGAZZI ABAY TSEHAYE
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes MNR, FF, O

Introduction

This matter dealt with an application by the Landlord for a monetary Order for unpaid rent, to recover the filing fee for this proceeding and for other considerations.

At the start of the conference call the Landlord was made aware that he did not provide a copy of the Tenancy Agreement in the evidence. The Landlord was made aware that he is responsible to prove his claims and to do so he must provide corroborative evidence to support his position. The Landlord application contained the application and a scanned copy of the Canada post tracking information. No other evidence was provided. The Landlord said he has a written tenancy agreement but he did not submit it with the application or evidence package. Without a valid copy of the tenancy agreement to establish that there was a tenancy the Landlord cannot prove a tenancy existed between the Landlord and the Respondent. Consequently, I dismiss the Landlord's application due to lack of evidence.

Conclusion

The Landlord'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: September 24, 2014

Residential Tenancy Branch

