



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding MUNISH KAKKAR
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes MNR, MNSD, MNDC, FF

Introduction

This matter dealt with an application by the Landlord for a Monetary Order for unpaid rent, for loss or damage under the Act, regulations or tenancy agreement, to retain the Tenants' security deposit and to recover the filing fee for this proceeding.

At the start of the conference call the Landlord was made aware that he did not provide a Notice to End Tenancy or a copy of the Tenancy Agreement in the evidence. In addition the Landlord did not provide any evidence that would establish the tenancy. Without a copy of a valid Notice to End Tenancy or a copy of the tenancy agreement to establish grounds that there was a tenancy the Landlord's claims and the application are dismissed with leave to reapply.

The Landlord said that he submitted the Notice to End Tenancy, the tenancy agreement and other evidence to support his claims and he believed the processing office misplaced the evidence. The Landlord said this is the second time this has happened to him with regard to this application.

The Arbitrator gave the Landlord the Director of Operations name at the processing office so that the Landlord could make further inquiries.

Conclusion

The Landlord's application is dismissed with leave to reapply due to lack of evidence.

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: October 01, 2014

Residential Tenancy Branch

