



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

INTERIM DECISION

Dispute Codes:

MNSD; MND; FF

Introduction

This is the Landlord's application for a monetary award for damages; to apply the security deposit in partial satisfaction of his monetary award; and to recover the cost of the filing fee from the Tenants.

The parties gave affirmed testimony at the Hearing.

It was determined that the Landlord served the Tenants with the Notice of Hearing documents and copies of his documentary evidence by registered mail sent on January 9, 2015. The Landlord provided a copy of the registered mail receipt in evidence.

On March 27, 2015, the Tenants filed an Application for Dispute Resolution with respect to the security deposit and seeking compensation for damage or loss. The Tenants' Application was filed too late to be scheduled as a cross-application with the Landlord's Application. The Tenants' Application is scheduled to be heard on June 3, 2015, at 1:30 p.m.

The Landlord's legal counsel submitted that the Tenants' Application should be dismissed. I advised the parties that I would not dismiss an Application that is not before me.

Pursuant to the provisions of Section 72(3) of the Act, I adjourned the Landlord's Application to be heard at the same time as the Tenants' Application on June 3, 2015. The passcode was confirmed with the parties during the Hearing. Copies of a Notice of Reconvened Hearing accompany this Interim Decision. It is not necessary for either party to serve the other with this Notice.

I ORDER that the Landlord serve the Tenants, and provide the Residential Tenancy Branch with, his rebuttal evidence to the Tenants' Application by May 25, 2015. No further documentary evidence will be allowed by either party.

Conclusion

Copies of a Notice of Reconvened Hearing are provided to both parties. This matter is adjourned to June 3, 2015, at 1:30 p.m. to be heard with the Tenants' Application for Dispute Resolution.

This interim 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: April 07, 2015

Residential Tenancy Branch

