



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding 615140 B.C. Ltd.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes MNR, MNDC, FF

This hearing dealt with an application by the landlord for a monetary order. Included with the tenant's evidence was a notice of family claim in which the tenant made a claim before the Supreme Court against the subject property, claiming that it is a family asset.

Section 58(2)(c) of the *Residential Tenancy Act* provides that the director must determine disputes unless the dispute is linked substantially to a matter that is before the Supreme Court.

In order for this relationship to fall within the jurisdiction of the Residential Tenancy Branch, the tenant must have no greater interest than a right to mere possession. As the tenant is claiming that she has an ownership or beneficial interest in the subject property and is making that argument before the Supreme Court, I dismiss the claim with leave to reapply as it is appropriate for the Court to determine the extent of her interest in the property.

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: April 16, 2015

Residential Tenancy Branch

