



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

**Dispute Codes:** MNDC, MNSD; FF

### **Introduction**

This is the Landlord's application for a Monetary Order; to retain the security deposit; and to recover the cost of the filing fee from the Tenant.

The Landlord signed into the teleconference and gave affirmed testimony at the Hearing.

The Landlord testified that she did not remember when or how she served the Tenant with the Notice of Hearing package and copies of her documentary evidence. The Landlord stated that she thought she would have sent it by registered mail and that the receipt and tracking numbers were "at home". The Landlord stated that she knows the Tenant received the package because she spoke to the Tenant by telephone about the Hearing.

The Tenant did not sign into the teleconference. The Tenant did not provide any documentary evidence to the Residential Tenancy Branch. The teleconference remained open for 15 minutes.

### **Conclusion**

I find that the Landlord provided insufficient proof of service of the Notice of Hearing documents and therefore her Application is dismissed with leave to reapply. This does not extend any time limits that are in effect under the provisions of the Act.

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: May 12, 2015

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Residential Tenancy Branch

