



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPR, MNR

This hearing dealt with an application by the landlord for an order of possession based upon a 10 Day Notice to End Tenancy for Non-Payment of Rent and a monetary order. Although served with the Application for Dispute Resolution and Notice of Hearing by personal service on April 20, 2015 the tenant did not appear.

The landlord did not file a copy of the Notice to End Tenancy in evidence. An order of possession cannot be granted unless the Notice has been submitted into evidence and found to be valid by an arbitrator. I told the landlord that I would reserve my decision pending receipt of the Notice, which the landlord promised to file in evidence after the hearing. As of the date of this decision, the landlord has not filed the Notice to End Tenancy upon which this application was based. Accordingly, I dismiss the application with leave to re-apply.

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: June 18, 2015

Residential Tenancy Branch

