



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Paynters Orchard Market  
and [tenant name suppressed to protect privacy]

## **INTERIM DECISION**

### **Dispute Codes:**

MNDC; RR

### **Introduction**

This is the Tenants' Application for Dispute Resolution seeking compensation for damage or loss under the Act, regulation or tenancy agreement; and for a rent reduction for repairs, services or facilities agreed upon but not provided.

Both parties signed into the teleconference and gave affirmed testimony. The hearing process was explained and the participants were asked if they had any questions.

The Tenants stated that they have moved out of the rental unit and gave their new address for service of documents.

The Tenants gave their oral testimony with respect to their application. There was insufficient time to hear the Landlords' oral testimony and therefore the matter was adjourned. I will record the Tenants' oral testimony when I provide the parties with my final Decision on this matter.

Copies of a Notice for the reconvened Hearing accompany this Decision. The Tenants are not required to serve the Landlord with this Notice as the Residential Tenancy Branch will mail it to both parties with their copy of this Interim Decision.

During the course of the Hearing, both parties referred to documentary evidence that was not provided in evidence on this file. The parties advised that there had been a previous Application for Dispute Resolution filed, which had been withdrawn, and that the documentary evidence was on that file. I explained that the evidence does not follow from one file to the other. The Landlord wished to provide written submissions with respect to his rebuttal to the Tenants' oral testimony. The Tenants wished to provide written submissions with respect to their final submissions. With the consent of both parties, I ordered that the parties could provide the Branch, and each other, with the following documents:

1. Copies of documentary evidence that was provided to the previous file, upon which they would like to rely on this Application for Dispute Resolution. I Order

that any such documents be provided to the Branch, and to each other within 5 days of receipt of this Interim Decision.

2. The Landlords may submit written submissions with respect to their rebuttal to the Tenants' oral testimony. Copies of the Landlords' written submissions, if any, must be provided to the Branch, and served upon the Tenants, by July 31, 2015. The Tenants' written submissions, if any, must be provided to the Branch, and served upon the Landlords, within 7 days of receipt of the Landlords' written submissions.

No additional documentary evidence, other than the evidence listed above, will be considered.

### **Conclusion**

The Tenants' Application is adjourned to the date and time provided on the enclosed Notice of Reconvened Hearing.

Orders were made with respect to documentary evidence, which are set out above.

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: July 23, 2015

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Residential Tenancy Branch

