



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

### **Dispute Codes:**

MND; MNSD; MNDC; FF; O

### **Introduction**

This is the Landlord's Application for Dispute Resolution a monetary award for damages; compensation for damage or loss under the Act, regulation or tenancy agreement; to apply the security deposit towards her monetary award; and to recover the cost of the filing fee from the Tenants.

The Landlord testified that she served each of the Tenants with the Notice of Hearing documents by registered mail. The Tenants acknowledged receiving the Notice of Hearing.

The Landlords also provided late documentary evidence to the Residential Tenancy Branch on July 17, 2015. The Tenants acknowledged receipt of the documentary evidence on July 17, 2015, and stated that they did not require an adjournment in order to prepare for the Hearing.

The Tenants stated that they served the Landlord with their documentary evidence, which included 89 photographs and a CD, by registered mail sent January 20, 2015. The Tenants provided the registered mail receipt and tracking number in evidence. The Landlord stated that she did not receive any photographs.

The Landlord stated that she sent documentary evidence, including photographs and a CD to the Tenants at the address the Tenants gave for service at the end of the tenancy; however, it was one of the Tenant's work address and was not accepted. The Landlord re-served the Tenants with the evidence package when she received the Tenants' new address which was in the Tenants' evidence package.

The Tenants confirmed their address for service and the Landlord's Application for Dispute Resolution was amended to reflect the Tenants' new address for service.

In the interest of fairness to both parties, I adjourned the Hearing to a date to be determined. I ordered the Tenants to re-serve the Landlord with the photographs, by registered mail.

This Hearing has commenced and therefore, pursuant to the provisions of Rule 3.19 **no further documentary or electronic evidence may be submitted by either party.**

This matter is adjourned to the date and time provided on the enclosed Notice of Reconvened Hearing. **I hereby make it mandatory for the parties to attend on the date when the dispute resolution proceeding will be reconvened. If a party does not attend the reconvened dispute resolution proceeding at the scheduled time, the reconvened Hearing will commence and a decision or order may be made in that party's absence.**

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 30, 2015

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Residential Tenancy Branch

