



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: MNSD, OLC

Introduction

This hearing was convened in response to the tenant's application filed on May 05, 2015 pursuant to the *Residential Tenancy Act* (the Act) for the return of their security deposit. Both parties attended the conference call hearing.

Issue(s) to be Decided

Is the tenant entitled to the monetary amount claimed?

Background and Evidence

The tenancy began January 01, 2015. The parties agreed the tenant continues residing in the rental unit with a view to vacating. The parties agreed the landlord holds the security deposit.

Analysis

Both parties were apprised a security deposit is held in trust by the landlord until the end of the tenancy at which time the deposit must be administered pursuant to Section 38 of the Act. The tenant's application is **dismissed**, with leave to reapply.

Conclusion

The tenant's application is **dismissed**, with leave to reapply. **This Decision is final and binding on both parties.**

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: November 02, 2015

Residential Tenancy Branch

