



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNSD, MNR, MND, FF

This matter was scheduled for a conference call at 11:00 a.m. on this date. The landlord participated in the teleconference. All of the respondents participated in the teleconference except for M.K. At the outset of the hearing the landlord advised that M.K. was the only person to sign a tenancy agreement in regards to the subject address however, the landlord did not submit the tenancy agreement for this hearing. Based on the landlords own testimony, I find that the parties that called into the conference are not directly involved in this tenancy and are incorrectly listed as a respondent.

Further to the above and in the landlords own testimony, he stated that he served M.K. notice of this hearing by registered mail but was unable to provide evidence to corroborate it. The landlord was unable to satisfy me that the tenant that should be party to this hearing had been served the evidence and Notice of Hearing Documents in accordance with Section 89 of the Act and as a result, I dismiss the landlord's application with leave to reapply.

Leave to reapply is not an extension of any applicable limitation period.

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: December 01, 2015

Residential Tenancy Branch

