



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC MNSD O OLC RPP FF

Introduction

This hearing was convened to hear matters pertaining to an Application for Dispute Resolution filed by the Tenant on June 22, 2016. The Tenant filed seeking, among other things, a \$1,500.00 monetary order. The Tenant did not submit a breakdown of his monetary claim.

The Tenant listed a different name than the person who appeared at the hearing as the respondent to this dispute.

Analysis

Section 62 (2) of the *Act* stipulates that the director may make any finding of fact or law that is necessary or incidental to making a decision or an order under this *Act*. After careful consideration of the foregoing and on a balance of probabilities I find pursuant to section 62(2) of the *Act* as follows:

Section 59(2) of the *Act* stipulates that an application for dispute resolution must (a) be in the applicable approved form, (b) include full particulars of the dispute that is to be the subject of the dispute resolution proceedings, and (c) be accompanied by the fee prescribed in the regulations.

Section 59(5)(c) of the *Act* stipulates that the director may refuse to accept an application for dispute resolution if the application does not comply with subsection (2).

In this case the Tenant filed an application and simply listed an amount claimed of \$1,500.00 without providing a clear outline of what the \$1,500.00 claim was comprised of. In addition, the Tenant listed a respondent with a completely different last name than the person who was the Landlord. Accordingly, I declined to hear the Tenant's application. If the Tenant wishes to proceed with his claim he is at liberty to file another application.

Conclusion

The Tenant's application was declined pursuant to section 59(5)(c) of the *Act*.

This decision is final, legally binding, and 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 20, 2016

Residential Tenancy Branch

