



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes

OPR, MNR, MNSD, FF

Introduction

This hearing was convened by way of conference call in response to the landlord's application for an Order of Possession for unpaid rent and for a Monetary Order for unpaid rent or utilities; for an Order permitting the landlord to keep all or part of the security deposit; and recover the filing fee from the tenant for the cost of this application.

The landlord attended the hearing; however the tenant did not attend. I have reviewed the landlord's file and found no evidence contained within the file to support any aspect of the landlord's claim. I also looked on the audit notes and there are no entries to show that the landlord provided any documentary evidence for his file. There is insufficient evidence to show that the 10 Day Notice to End Tenancy for unpaid rent or utilities was served upon the tenant or that the tenant was served with Notice of this hearing.

Due to a lack of evidence I am unable to proceed with the hearing today.

Conclusion

The landlord's application is dismissed with leave to reapply.

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 05, 2016

Residential Tenancy Branch

