



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR, MNR, MNSD, MNDC, ERP, OLC, RP, PSF, FF

Introduction

This hearing was convened by way of conference call in response to the tenant's application for an Order to cancel a 10 Day Notice to End Tenancy for unpaid rent or utilities, for a Monetary Order for the cost of emergency repairs, for a Monetary Order to recover the security deposit; for a Monetary Order for money owed or compensation for damage or loss under the *Residential Tenancy Act (Act)*, regulations or tenancy agreement; for an Order for the landlord to make emergency repairs; for an Order for the landlord to comply with the *Act*; for an Order for the landlord to make repairs; for an Order for the landlord to provide services or facilities required by law; and to recover the filing fee from the landlord for the cost of this application.

It is noted on the application that the tenant has named herself as the respondent and provided the dispute address as the landlord's address. The tenant testified that she amended this after being contacted by an Information Officer with the Residential Tenancy Branch. I have no evidence before me to show an amended application was received from the tenant. The audit notes show that the tenant was asked to make an amendment but also shows that none was received and the Notice of Hearing was sent "as is".

Further to this the landlord did not appear at the hearing to show they had been served any hearing documents. The tenant was unable to provide any proof that the landlord had been served in accordance with s. 89 of the *Act*.

I am unable to proceed with this hearing today as the respondent should be named on the application, their address should be included, and the tenant must provide proof of service of the hearing documents.

Conclusion

The tenant'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: March 06, 2017

Residential Tenancy Branch

