



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes FF, MND

Introduction

The Application for Dispute Resolution filed by the landlord makes the following claims:

- a. A monetary order in the sum of \$3171 for damages
- b. An order to recover the cost of the filing fee

A hearing was conducted by conference call in the presence of the applicant and in the absence of the respondents.

The applicant testified she was not able to serve LB. She further testified that an agent on her behalf served CL. However, the only evidence only file of service is an unsworn note from BK that he served CL with a 10 day Notice to End Tenancy. There is no evidence that he served CL with a copy of the within Application for Dispute Resolution.

As a result I determined the landlord failed to prove service of the Application for Dispute Resolution/Notice of Hearing on each of the respondents. Accordingly, I ordered that the application be dismissed with liberty to re-apply. I make no findings on the merits of the matter. Liberty 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: May 10, 2017

Residential Tenancy Branch