



# Dispute Resolution Services

Page: 1

## Residential Tenancy Branch Office of Housing and Construction Standards

A matter regarding TOP VISION REALTY  
and [tenant name suppressed to protect privacy]

### **DECISION**

Dispute Codes MND FF

#### Introduction

This hearing dealt with the landlord's application pursuant to the *Residential Tenancy Act* ("the Act") for: a monetary order pursuant to section 67; and authorization to recover the filing fee for this application pursuant to section 72.

The tenant did not attend this hearing, although the 3:00 p.m. teleconference continued until 3:15 p.m. The landlord attended the hearing and made submissions. The landlord testified that he served the tenant by registered mail with his Application for Dispute Resolution package ("ADR"). He was unable to provide the details of service including the date of service. The landlord failed to submit a copy of the registered mail receipt.

As the tenant did not attend this hearing, I was not satisfied that the landlord provided sufficient proof that the tenant had been served with all the materials for this hearing. As he is responsible to prove service and submit evidence to support his application, **I dismiss the landlord's application** at this time. This decision does not preclude the landlord from reapplying for a monetary order in a subsequent application.

#### Conclusion

I dismiss the landlord's application with leave to reapply.  
*Any applicable timelines remain the same.*

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: June 14, 2017

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Residential Tenancy Branch