



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Capreit
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes OPR MNR MNSD MNDC MND FF

Introduction

This hearing was convened as a result of the Landlord's Application for Dispute Resolution. A participatory hearing was held on October 26, 2017.

The Tenant did not attend the hearing. The Landlord's Agent (the Agent) attended the hearing and stated that the Notice of Hearing along with supporting documentary evidence was sent to the Tenant by registered mail on September 11, 2017. The Landlord stated that the package was sent to the rental unit in question. However, the Landlord also stated that she was aware that the Tenant had already vacated the rental unit by that time.

As discussed during the hearing, I do not find the Tenant has been sufficiently served with the application package, given that the Agent served the package to a place where the Tenant no longer lived.

As the application package has not been sufficiently served for the purposes of this *Act*, I dismiss the Agent's application in full, with leave to reapply.

Conclusion

I dismiss the Agent's application in full, 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: October 26, 2017

Residential Tenancy Branch