



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNR, ERP, OLC

### Introduction

This matter dealt with an application by the Tenant to cancel a Notice to End Tenancy for unpaid rent, for emergency repairs and for the Landlord to comply with the Act, regulations and tenancy agreement.

At the start of the conference call the Tenant said she did not served the Landlord with the Application and Notice of Hearing (the “hearing package”). As a result the Tenant said she did not think the Landlord knew about the hearing. As well the Tenant said she moved out of the rental unit on December 27, 2017.

As a result of the Tenant's testimony I find the Tenant did not serve the Landlord/Respondent with the hearing documents as required by Section 89 of the Act. Consequently the Tenant's application is dismissed with leave to reapply within the legislated time limits due to lack of service of the hearing documents.

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: February 05, 2018

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Residential Tenancy Branch