



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC, DRI

This hearing was convened in response to an application by the Tenants pursuant to the *Residential Tenancy Act* (the “Act”) for Orders as follows:

1. A Monetary Order for compensation - Section 67;
2. An Order in relation to a rent increase - Section 43.

The Landlord did not attend the hearing. Tenant TM appeared and stated that the application for dispute resolution was made but that no materials were provided to the Tenant from the Residential Tenancy Branch (the “RTB”) other than a slip of paper. Tenant TM states that it did not receive any hearing package or instructions from the RTB on serving the Landlord with the application for dispute resolution and notice of hearing. It was noted that the application provides Tenant CT’s email address for communications from the RTB for both Tenant TM and Tenant CT. Tenant TM states that it has no idea where Tenant CT is as they have not been together for some time. Tenant TM states that nothing was given to the Landlord for this hearing.

Section 59(3) of the Act provides that a person who makes an application for dispute resolution must give a copy of the application to the other party within 3 days of making it. As the Tenant did not provide the Landlord with any documentation of the Tenant’s application or of the date and time of hearing I find that the Tenant has not complied

with the Act and that the hearing on the application may not proceed. I therefore dismiss the application 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: May 31, 2018

Residential Tenancy Branch