



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding KHANQUAH I NIMATULLAHI CANADA
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNR

This hearing dealt with the tenant's application pursuant to the *Residential Tenancy Act* (the "Act") for:

- cancellation of the landlord's 10 Day Notice to End Tenancy for Unpaid Rent (the 10 Day Notice) pursuant to section 46.

The tenant attended the hearing via conference call and provided affirmed testimony. The landlord did not attend. The tenant provided undisputed affirmed testimony that the landlord was served with the notice of hearing package and the submitted documentary evidence by posting it to the landlord's door on February 22, 2018. Pursuant to section 89 of the Act, the tenant's application is dismissed with leave to reapply as the posting of an application for dispute is not an accepted form of service without an order under the Act. Leave 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 03, 2018

Residential Tenancy Branch