



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: MNSD, FFT

Introduction

The Application for Dispute Resolution filed by the Tenant seeks the following:

- a. A monetary order in the sum of \$2500 for the return of the security deposit.
- b. An order to recover the cost of the filing fee.

The tenant(s) Applicant failed to appear at the scheduled start of the hearing which was 1:30 p.m. on November 27, 2018. A representative of the landlord was present and ready to proceed. I left the teleconference hearing connection open and did not start the hearing until 10 minutes after the schedule start time in order to enable the tenant to call in. The tenant(s) failed to appear. I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Hearing. I then proceeded with the hearing.

On the basis of the solemnly affirmed evidence presented at the hearing a decision has been reached.

The representative of the landlord testified the landlord was never served with a copy of the Tenant's Application for Dispute Resolution and only became aware of this hearing because of a reminder communication from the Residential Tenancy Branch.

I determined the Applicant failed to serve the Application for Dispute Resolution on the Respondent. The Applicant failed to appear at the hearing. As a result I ordered that the application be dismissed with liberty to re-apply. I make no findings on the merits of the matter. Liberty to reapply is not an extension of any applicable limitation period.

This decision is final and binding on the parties.

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: November 27, 2018

Residential Tenancy Branch