



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDCT, MNSD

Introduction

On May 27, 2019, the Tenants applied for a Dispute Resolution proceeding seeking a Monetary Order for compensation pursuant to Section 67 of the *Residential Tenancy Act* (the “*Act*”) and seeking a return of double the security deposit pursuant to Section 38 of the *Act*.

The Tenant attended hearing with T.W. as attending an advocate for the Tenant. The Landlord did not make an appearance. All in attendance provided a solemn affirmation.

The Tenant advised that the Notice of Hearing package was served to the Landlord by regular mail on June 3, 2019. Based on this undisputed testimony, as this was not served in accordance with Section 89 of the *Act*, and as I am satisfied that the Landlord has not been served the Notice of Hearing package, I dismiss the Tenants’ Application with leave to reapply.

Conclusion

The Tenants’ Application is dismissed 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: September 9, 2019

Residential Tenancy Branch