



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC, PSF, FF

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

- a monetary order for compensation for damage or loss under the Act, regulation or tenancy agreement pursuant to section 67;
- an order to the landlord to provide services or facilities required by law pursuant to section 65;
- authorization to recover his filing fee for this application from the landlord pursuant to section 72.

The tenant attended the hearing via conference call and provided testimony. An individual, J.W. attended the hearing identifying himself as a board member of a company, B.A.L. J.W. stated that the named landlord, K.B. was incorrect and that the actual landlord is B.A.L. a company. The tenant confirmed this stating that K.B. was a board member of that company. J.W. also indicated that he was a board member of the company and that the tenant, C.W. was a board member as well. The tenant confirmed these details. J.W. has argued that the company has not been properly served and that the hearing may not proceed.

Pursuant to section 89 of the Act, I find that the tenant has failed to name and serve his actual landlord. The individual, J.W. in attendance has argued that the hearing should not proceed without proper service. The tenant's application is dismissed with leave to reapply.

I decline to grant the tenant's request for recovery of the filing fee.

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 12, 2019

Residential Tenancy Branch