



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MND, MNSD, FF

This hearing dealt with an application by the landlord for an order to recover costs to repair the rental unit and for the filing fee. The landlord also applied to retain a portion of the security deposit in satisfaction of his claim.

The tenants had made a prior application for the return of the deposit and this matter was heard on June 20, 2019. The Arbitrator determined that the tenants had not proven service of their forwarding address and allowed the landlord to make application by July 05, 2019. The tenants stated that the person who made this application on July 03, 2019 is not the landlord.

The applicant did not attend this hearing, although I left the teleconference hearing connection open until 1:40 pm in order to enable the applicant to call into this teleconference hearing scheduled for 1:30pm. I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Hearing. I also confirmed from the teleconference system that the tenants and I were the only ones who had called into this teleconference. As the applicant did not call into the conference call, this application is dismissed without leave to reapply.

Given that the name of the applicant did not match the name of the landlord, I was unable to provide the tenants with a monetary order for the return of the deposit.

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: October 08, 2019

Residential Tenancy Branch