



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPR MNRL FFL

Introduction

This hearing was scheduled to convene at 11:00 a.m. this date by way of conference call concerning an application made by the landlord seeking an Order of Possession and a monetary order for unpaid rent or utilities and to recover the filing fee from the tenants for the cost of the application.

The landlord attended the hearing, however the line remained open while the telephone system was monitored for 15 minutes and no one for the tenants joined the call. The landlord advised that each of the tenants was served personally with the Application for Dispute Resolution and notice of this hearing (the Hearing Package) on October 13, 2019.

A party who makes a claim must serve the respondent(s) with the Hearing Package(s) within 3 days. In this case, the landlord received the Hearing Packages from the Residential Tenancy Branch on October 7, 2019 with instructions to serve the tenants within 3 days. The landlord has not done so, and therefore, I dismiss the landlord's application with leave to reapply.

I have made no findings of fact or law with respect to the merits of this matter.

Conclusion

For the reasons set out above, the landlord's application is hereby 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: November 07, 2019

Residential Tenancy Branch