



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: MNSD, MNDCT, FFT

Introduction

The applicant sought the return of a security deposit, compensation, and, recovery of the filing fee, under sections 38, 67, and 72 of the *Residential Tenancy Act* (the "Act").

The applicant applied for dispute resolution on August 26, 2019 and a hearing was held December 23, 2019 at 1:30 PM. The respondent attended the hearing; the applicant did not. I ended the hearing at 1:40 PM after the applicant failed to show.

Preliminary Issue and Conclusion: Non-Attendance of Applicant

The standard of proof in a dispute resolution hearing is on a balance of probabilities, which means that it is more likely than not that the facts occurred as claimed. The onus to prove their case is on the person making the claim.

As the applicant failed to attend to present their case and prove the claims made in their application, I dismiss the applicant's application without leave to reapply.

This decision is final and binding, except where permitted under the Act, and is made on authority delegated to me under section 9.1(1) of the Act.

Dated: December 23, 2019

Residential Tenancy Branch