



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNR, MNDC, OLC

Introduction

This hearing dealt with an Application for Dispute Resolution by the tenant for compensation for money loss or other money owed, to recover the cost of emergency repairs and to have the landlord comply with the Act.

Both parties appeared.

Preliminary and procedural matters

At the outset of the hearing, the tenant stated they were recently in the hospital and was unable to file their evidence within the time limit. The tenant requested this matter be joined with another matter that is scheduled to be heard on February 4, 2020.

I have reviewed the file scheduled to be heard on February 4, 2020 which is the landlord's application for an order of possession, based on an undisputed notice to end the tenancy and unpaid rent. I find the matters in the tenant's application are not related and would be inappropriate to join. Therefore, I decline to adjourn the tenant's application to be heard on February 4, 2020.

The tenant was given the opportunity to withdraw their application and file later. The tenant requested that their application be withdrawn. Therefore, I have allowed the tenant to withdraw their application. The tenant is granted leave to reapply.

I Order the tenant should they file a new application for dispute resolution they must comply with the Residential Tenancy Branch Rules of Procedures 2.5, which requires all evidence available must be submitted with their application. Rule 3.14

(14 days before hearing) is only for evidence that could not be obtained prior to their application being filed.

Conclusion

The tenant's application is withdrawn the tenant has leave to re-apply.

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: January 07, 2020

Residential Tenancy Branch