



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding FALSE CREEK MANAGEMENT and
[tenant name suppressed to protect privacy]

DECISION

Dispute Codes

MNDC

Introduction

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.

The tenant attended the hearing via conference call and provided testimony. The landlord's agent, J.C. attended the hearing via conference call and provided testimony.

At the outset, extensive discussions were made clarifying the tenant's application, however the tenant repeatedly questioned the Arbitrator's ability to adjudicate the matter by asking for the details of the Arbitrator's experience and work history. The tenant was advised that an Arbitrator's Authority is delegated by the Director of the Residential Tenancy Branch. All personal questions were refused. The tenant was advised that any further inquiries could be made to the Director of the Residential Tenancy Branch.

The tenant was asked to clarify the monetary claim of \$35,000.00 as it provides only details regarding a request for a penalty. Extensive discussions over a 42 minute period resulted in the tenant stating that the original application that was filed was not what he had requested from the Residential Tenancy Branch. The tenant indicated that he was proceeding on a request for monetary compensation of \$35,000.00 X 7 filed issues for total of \$245,000.00 for issues that occurred between 2012 and the end of tenancy. The tenant indicated in part that these were past applications for dispute, but would not elaborate to provide any context. The tenant was advised that the application filed before the Arbitrator was for a single issue for \$35,000.00. The tenant stated that

he wished to cancel the application and re-apply with his complete request. As such, no further action is required at this time.

At the conclusion of the hearing, the tenant advised that he was of no fixed address and is homeless. The tenant provided a mail box address for delivery of the decision. The Residential Tenancy Branch File shall be updated using this new mailing address for the tenant.

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: February 25, 2020

Residential Tenancy Branch