



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDCL, FFL

Introduction

In this dispute, the landlord had sought compensation against his former tenant pursuant to section 67 of the *Residential Tenancy Act* (the “Act”), and, recovery of the filing fee under section 72 of the Act. The landlord applied for dispute resolution on February 13, 2020 and a dispute resolution hearing was held at 1:30 PM on April 2, 2020. The tenant attended the hearing, but the landlord did not. After waiting ten minutes, I concluded the hearing.

Preliminary Issue and Conclusion: Non-Attendance of Landlord

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 landlord failed to attend the hearing to present his case, he has thus not met the onus. Accordingly, I dismiss his application without leave to reapply.

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

Dated: April 2, 2020

Residential Tenancy Branch