



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Salmon Investment Group Ltd.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes MNSD, MND, MNDC, FF

Introduction

This hearing dealt with an application by the landlord for a monetary order for unpaid rent, for loss under the *Act* and for the recovery of the filing fee. The landlord also applied to retain the security deposit in partial satisfaction of his claim.

The landlord testified that he had served the tenant with the notice of hearing by registered mail to an address provided to him by the tenant. The landlord did not file any proof of service of the hearing package to the tenant. Despite allowing the landlord time to locate a tracking slip, the landlord was unable to find one. In addition, the landlord could not recall the date that he served the tenant with the hearing package, by registered mail.

The tenant did not attend the hearing. Based on the testimony of the landlord, I am not satisfied that the tenant was properly served pursuant to section 88 of the *Residential Tenancy Act*. Accordingly, I dismiss the landlord's application with leave to reapply.

Conclusion

The landlord's application is 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: July 06, 2020

Residential Tenancy Branch