



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNR, FF

Introduction

This hearing dealt with an application by the landlord pursuant to sections 67, and 72 of the *Residential Tenancy Act*. The landlord applied for a monetary order for unpaid rent and for the recovery of the filing fee. Both parties attended this hearing and were given a full opportunity to be heard, to present affirmed testimony, to make submissions and to call witnesses. The parties represented themselves.

As both parties were in attendance, I confirmed service of documents. The parties confirmed receipt of each other's evidence. I find that the parties were served with evidentiary materials in accordance with sections 88 and 89 of the *Act*.

During the hearing the landlord informed me that she has a frontal lobe brain injury and was incapable of handling this hearing on her own. The landlord requested that I dismiss her application with leave to reapply. Since it was very clear that the landlord was emotionally distraught during the hearing and was unable to provide consistent testimony, I grant the landlord's request to dismiss her application with leave to reapply.

Conclusion

At the landlord's request this 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: September 11, 2020

Residential Tenancy Branch