



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNRL-S, MNDL-S, MNDCL-S, FFL

Introduction

This hearing was scheduled to convene at 1:30 p.m. this date by way of conference call concerning an application made by the landlord seeking a monetary order for unpaid rent or utilities; a monetary order for damage to the rental unit or property; a monetary order for money owed or compensation for damage or loss under the *Residential Tenancy Act* or tenancy agreement; an order permitting the landlord to keep all or part of the pet damage deposit or security deposit; and to recover the filing fee from the tenants for the cost of the application.

The landlord also filed an amendment to the application to remove one of the tenants, and the style of cause on the frontal page of this Decision reflects that amendment.

The landlord attended the hearing and provided evidentiary material, but no one for the tenant joined the call.

The landlord advised that on March 18, 2021 the tenant was served with the hearing package by registered mail and by email and by text message. The landlord has provided a copy of an email with attachments, however the name of the tenant in the tenancy agreement does not match the name of the tenant in the landlord's application.

I accept that a person has been served with the required documents, but I am not satisfied that the tenant is named correctly, and perhaps that is the reason that the tenant has not attended the hearing. Therefore, I dismiss the landlord's application with leave to reapply. The landlord must name the tenant as the tenant in the tenancy agreement.

I have made no findings of fact or law with respect to the merits of this matter.

Conclusion

For the reasons set out above, the landlord's application is hereby 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 30, 2021

Residential Tenancy Branch