



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Downtown Suites LTD. and
[tenant name suppressed to protect privacy]

DECISION

Dispute Codes OLC

Introduction

This hearing was convened as a result of the Tenant's Application for Dispute Resolution. A participatory hearing was held, via teleconference, on November 26, 2021. The Tenants applied for the following relief, pursuant to the *Residential Tenancy Act* (the "Act"):

- An order that the Landlord comply with the *Act*, regulations, and/or a tenancy agreement.

The Landlord and the Tenants all attended the hearing. All parties provided affirmed testimony and were provided the opportunity to present evidence orally and in written and documentary form, and to make submissions to me. The Landlord confirmed receipt of the Tenants' application and evidence. The Tenants confirmed receipt of the Landlord's evidence.

During the hearing, the Tenants confirmed they were not seeking an order for the Landlord to comply with the Act, but rather they were seeking monetary compensation for several matters. As stated in the hearing, the Tenants did not apply for a monetary claim, and should they want monetary compensation, they need to specifically apply for that, and provide the full particulars of the amounts sought so that the other party can understand the nature and basis for the claim. I find the Tenants' current application is moot, given they are not seeking an order for the Landlord to comply with the Act, the Regulations, or the Tenancy Agreement. The Tenants' current application is dismissed, without leave to reapply. However, the Tenants are granted leave to apply/re-apply for monetary compensation, should they wish to pursue amounts they feel they are owed.

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: November 29, 2021

Residential Tenancy Branch