



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      OPR, MNRL-S, FFL

### Introduction

This hearing was convened by way of conference call concerning an application made by the landlords seeking an Order of Possession and a monetary order for unpaid rent or utilities; an order permitting the landlords to keep all or part of the security deposit; and to recover the filing fee from the tenant for the cost of the application.

One of the landlords and the tenant attended the hearing, during which the tenant advised that he was served with paperwork 5 days ago and another hearing is scheduled for January. The landlord was not able to provide proof that the tenant was served with the Notice of Dispute Resolution and all evidence within 3 days of making the application. Therefore, I dismiss the landlords' application with leave to reapply.

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 landlords' 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: December 21, 2021

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Residential Tenancy Branch