



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNSD, FFT

Introduction

This hearing dealt with an Application for Dispute Resolution by the tenant for the return of double their security deposit and to recover the cost of the filing fee.

The tenant attended the hearing. As the landlord did not attend the hearing, service of the Notice of Dispute Resolution Hearing was considered.

The Residential Tenancy Branch Rules of Procedure (the “Rules”) states that the respondent must be served with a copy of the Application for Dispute Resolution and Notice of Hearing.

The tenant testified that they did not serve their Application for Dispute Resolution and Notice of Hearing on the landlord.

As the landlord was not served in accordance with the Rules and section 89 of the Act, I find I cannot proceed with the tenant’s application. Therefore, I dismiss the tenant’s application 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: January 21, 2022

Residential Tenancy Branch