



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding 104465 BC. LTD.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes **CNR-MT, CNE-MT, OLC, MNDCT, OT, DRI**

Introduction

This hearing was scheduled to deal with a tenant's application. The tenant sought several remedies:

- Cancellation of a 10 day Notice to End Tenancy for Unpaid Rent or Utilities ("10 Day Notice");
- Cancellation of a One Month Notice to End Tenancy for Cause ("1 Month Notice");
- Orders for the landlord to comply with the Act, regulations, or tenancy agreement;
- Dispute of a rent increase;
- A Monetary Order for damages or losses; and,
- Other issues not listed above.

The landlord's agent appeared at the hearing; however, there was no appearance on part of the tenant despite leaving the teleconference call open 15 minutes to enable him to appear.

The landlord's agent stated that the tenant served him with a copy of the Tenant's Application for Dispute Resolution but the remainder of the proceeding package was not served to the landlord. The landlord's agent was able to get a courtesy copy of the Notice of Dispute Resolution Proceeding and Respondent Instructions from the Residential Tenancy Branch a couple of days ago.

Although the landlord was not properly served, the landlord's agent stated he was prepared to proceed as best he could even though he did not have the benefit of receiving all of the required documents of a proceeding package in a timely manner.

The landlord's agent stated the tenant has already moved out and the landlord does not require an Order of Possession. As such, I found the remedies sought by the tenant in this Application for Dispute Resolution to be moot except for his monetary claim.

Since the tenant did not appear at the hearing to prove an entitlement to the monetary compensation he seeks from the landlord, I dismissed the tenant's request for such without leave to reapply.

Conclusion

The tenant's application is dismissed without 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: February 04, 2022

Residential Tenancy Branch