



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding WELCOME HOME COMPASSIONATE  
FINANCING and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      MNR-DR, OPR-DR, FFL

### Introduction

This hearing dealt with the adjourned Direct Request Application by the Landlord filed under the *Residential Tenancy Act* (the “*Act*”) for an order of possession to enforce a 10-Day Notice for Unpaid Rent and Utilities (the Notice) issued on December 2, 2021 for a monetary order for unpaid rent, and to recover the filing fee paid for this application. The matter was set for a conference call.

The Landlord attended the hearing, the Tenants did not attend the hearing. As the Tenants did not attend the hearing service of the Notice of Dispute Resolution Hearing documents was considered. Section 59 of the *Act* states that the respondent must be served with a copy of the Application for Dispute Resolution and Notice of Hearing.

The Landlord testified that the Application for Dispute Resolution, and Notice of Hearing document had not been served to the Tenants as they had moved out of the rental unit. Therefore, I find that the Tenants have been duly served the notification of this hearing as required, pursuant to section 59 of the *Act*.

Therefore, I dismiss the Landlord’s application with leave to reapply. This decision does not extend any legislated timelines pursuant to the *Act*.

Conclusion

I dismiss the Landlord'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: March 7, 2022

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Residential Tenancy Branch