



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      MNDL-S, MNDCL-S, MNRL-S, FFL

This hearing was convened in response to an application by the Landlord pursuant to the *Residential Tenancy Act* (the “Act”) for Orders as follows:

1. A Monetary Order for unpaid rent - Section 67;
2. A Monetary Order for compensation - Section 67;
3. A Monetary Order for damages to the unit - Section 67;
4. An Order to retain the security deposit - Section 38; and
5. An Order to recover the filing fee for this application - Section 72.

The Tenants did not attend the hearing. In a Substituted Service Decision dated October 25, 2021 (the “Decision”) the Landlord was allowed to serve their application for dispute resolution, notice of hearing and evidence (the “Hearing Package”) to the Tenants by email transmission. The Decision ordered the Landlord to provide proof of service of the Hearing Package email transmission. The Landlord confirms that no proof of service was provided as ordered. The Landlord did not read that part of the Decision. Given that the Landlord has not complied with the order in relation to the service of the Hearing Package I find that the Landlord has not provided sufficient proof that the Tenants were served as required. I therefore dismiss the application with leave to reapply. Leave to reapply is not an extension of any limitation period.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the Act.

Dated: May 17, 2022

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Residential Tenancy Branch