



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Ministry of Housing

A matter regarding BC HOUSING  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Code      OLC

### Introduction

Pursuant to section 58 of the Residential Tenancy Act (the Act), I was designated to hear an application regarding the above-noted tenancy. The tenant applied for an order requiring the landlord to provide services or facilities as required by the tenancy agreement or the Act, pursuant to section 62.

Both parties attended the hearing. All were given a full opportunity to be heard, to present affirmed testimony, to make submissions, and to call witnesses.

As both parties were present service was confirmed. The parties each confirmed receipt of the application and evidence (the materials). Based on the testimonies I find that each party was served with the respective materials in accordance with section 89 of the Act.

The tenant's application states:

Have had major problems with another neighbor for over 1 1/2 years from slitting our throats to other death threats to starting fires in the building to actually being assaulted, twice. Major fights from the neighbor and her kid in the middle off the street there is another neighbor that gets a lot of stuff thrown down on her, there are many police files and many letters to BC Housing and all we get told is " nothing we can due". We live in fear for our lives ,and we got told to transfer

Both parties agreed the neighbour referred by the tenant moved out on April 03, 2023.

The claim is now moot, as the neighbour moved out on April 03, 2023.

Section 62(4)(b) of the Act states an application should be dismissed if the application or part of an application for dispute resolution does not disclose a dispute that may be determined under the Act. I exercise my authority under section 62(4)(b) of the Act to dismiss this application for dispute resolution.

The tenant affirmed she would like to receive monetary compensation because the neighbour assaulted her for 18 months.

The tenant did not apply for monetary compensation. The tenant is at liberty to submit a claim for monetary compensation.

### Conclusion

I dismiss the application for an order for the landlord to comply with the Act 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: June 09, 2023

---

Residential Tenancy Branch