



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: MNR, FF

Introduction

This hearing dealt with an application by the landlord pursuant to the *Residential Tenancy Act* for orders as follows:

1. An Order of Possession;
2. A monetary order pursuant to Section 67; and
3. An Order to recover the filing fee pursuant to Section 72.

The landlord gave evidence that the tenant has vacated the rental unit on June 22, 2011. The Order of Possession is therefore no longer required.

With respect to the landlord's claim for the monetary order the landlord gave evidence that she left the Application for Dispute Resolution and hearing package in the rental unit because she did not know where the tenant had gone and has no idea where to serve the tenant.

The tenant did not appear at the hearing of this matter and I am not satisfied, given the manner in which the landlord says she served the Notice of Hearing, that the tenant did receive notice of this hearing.

I therefore dismiss the landlord's application for a monetary award 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*.
