



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNSD O FF

Introduction

This hearing dealt with an Application for Dispute Resolution filed on April 7, 2014, and amended July 7, 2014, by the Tenant.

Both parties appeared at the teleconference hearing.

Issue(s) to be Decided

Does this application meet the requirements of section 59 of the Act?

Background and Evidence

At the outset of this proceeding a review of the Tenant's application, amended application and her evidence was reviewed. The amended application had details written at the bottom, outside of the detail of claim box, and along the side of the application, without indicating the amount being claimed for each item. The evidence consisted of loose receipts and documents with no detailed calculation or monetary order work sheet.

Analysis

Section 59(2) of the Act stipulates that an application for dispute resolution must be in the applicable form and must include full particulars of the dispute that is to be the subject of the dispute resolution proceedings.

The *Residential Tenancy Branch* provides information and fact sheets detailing how a claim and evidence must be compiled and served upon each party. A Monetary Order worksheet and instructions on how to serve electronic evidence are amongst those publications.

Section 59 (5)(c) of the Act states that the director may refuse to accept an application for dispute resolution if the application does not comply with subsection (2).

In this case the Tenant did not submit an itemized list or a monetary order worksheet which outlines the details of their monetary claim. Therefore, I find this application does not meet the requirements set out in section 59(2)(b) of the Act, and the application is dismissed, with leave to reapply.

Conclusion

I HEREBY DISMISS the Tenant's claim, 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: July 30, 2014

Residential Tenancy Branch

