



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNSD

Introduction and Preliminary Matters

This hearing was convened to deal with the tenant's application for dispute resolution under the Residential Tenancy Act (the "Act"). The tenant applied for a monetary order for a return of his security deposit.

The tenant attended the telephone conference call hearing; the landlords did not attend.

The tenant testified that he served the landlords with his Application for Dispute Resolution and Notice of Hearing (the Hearing Package) by attaching the documents to the landlords' door.

Analysis and Conclusion

Section 89(1) of the Residential Tenancy Act requires that an application for dispute resolution, which includes the Notice of Hearing, be served upon the respondent (the landlords in this case) leaving it with the person, if the person is a landlord, by leaving a copy with an agent of the landlord or by registered mail to the address at which the person resides, or if a landlord, to the address at which the person carries on business as a landlord.

In the case before me I find that the tenant failed to serve his application and Notice of Hearing as required by the Act and I therefore dismiss the tenant's application, with leave to reapply.

Leave to reapply does not extend any applicable time limitation deadlines.

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 9, 2014

Residential Tenancy Branch

