



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

### Dispute Codes

MNDC, FF

### Introduction

This hearing dealt with an Application for Dispute Resolution by the tenant for a monetary order, to have the landlord comply with the Act, regulations and to recover the filing fee from the landlord.

Both parties appeared, gave testimony and were provided the opportunity to present their evidence orally and in written and documentary form, and to cross-examine the other party, and make submissions at the hearing.

### Preliminary matter

At the outset of the hearing the landlord's agent indicated that he does not understand the full particulars of the tenant's application as the tenant is seeking a monetary order in the amount of \$25,000.00 and has not provided a detailed calculation or any details on how they arrived at the amount claimed.

Section 59 (2) of the Act states an application for dispute resolution must include full particulars of the dispute that is to be the subject of the dispute resolution proceedings, this would include a monetary calculation as the principles of natural justice require that a person be informed and given full particulars of the claim against them.

Based on the above, I find the tenant did not comply with section 59 of the Act. Therefore, I dismiss the tenant's application with leave to reapply.

### Conclusion

The tenant's application is dismissed 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: November 27, 2014

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Residential Tenancy Branch

