



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes                      MNDC, MND, MNSD, FF

### Introduction

On September 7, 2016, the Landlord submitted an Application for Dispute Resolution for a monetary order for damage to the unit; to keep the security deposit; and to recover the cost of the filing fee.

The matter was scheduled as a teleconference hearing. The Tenant T.H. attended the hearing; however the Applicant / Landlord did not.

The Tenant submitted that he received the Notice of Hearing and Application from the Landlord sometime around September 15, 2016.

The Tenant was ready to proceed and the Tenant provided the Residential Tenancy Branch with 84 pages of documentary evidence in advance of the hearing.

The Tenant submitted that he sent a copy of his evidence to the Landlord, but the Landlord refused to pick up the registered mail containing a copy of the evidence. The Tenant provided a photograph of the registered mail envelope which indicates the mail was refused.

The line remained open while the phone system was monitored for ten minutes and the Landlord did not call into the hearing during this time. Therefore, as the Applicant / Landlord did not attend the hearing by 1:40 PM, and because the Tenant was present at the hearing and ready to proceed, I dismiss the Landlord's Application 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: March 07, 2017

---

Residential Tenancy Branch