



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Code            MNDCT

This hearing was convened as a result of the Tenant's Application for Dispute Resolution, made on January 10, 2022. The Tenant applied for a monetary order for money owed or compensation for damage or loss, pursuant to section 67 of the Residential Tenancy Act (the Act).

The Tenant attended the hearing and provided a solemn affirmation. The Landlord did not attend the hearing. The hearing lasted for approximately 13 minutes.

During the hearing, the following concerns with respect to the Tenant's application were noted:

- The Tenant did not submit proof of service of the Notice of Dispute Resolution Proceeding package on the Landlord in accordance with Rule of Procedure 3.5.
- The Tenant did not provide the full particulars of the dispute in accordance with section 59(2)(b) of the Act.
- The Tenant did not include a calculation of the monetary claim being made (\$3,000.00) in accordance with Rule of Procedure 2.5.
- Although the Tenant stated he has documentary evidence to support his claim, the evidence was not submitted to the Residential Tenancy Branch.

As the Landlord did not attend the hearing, the Tenant was advised that his application would be dismissed – with leave to reapply – to provide him with the opportunity to provide testimony and make submissions that are supported by evidence.

Considering the above, I find it appropriate in the circumstances to order that the Tenant's application is dismissed with leave to reapply. This is not an extension of any time limit established under the Act.

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: August 18, 2022

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Residential Tenancy Branch