



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC

Introduction

This hearing was convened as a result of the Landlord's Application for Dispute Resolution. A participatory hearing was held on August 30, 2022. The Landlord applied for the following relief, pursuant to the *Residential Tenancy Act* (the "Act"):

- I want compensation for my monetary loss or other money owed

The Tenant did not attend the hearing. The Landlord attended the hearing and stated that he served the Tenant with the Notice of Dispute Resolution Proceeding on December 29, 2021. However, as the Notice of Dispute Resolution Proceeding was not generated until February 1, 2022, it is not possible. The Landlord was unable to locate any proof of service documents, or further information as to when and how the Notice of Dispute Resolution Proceeding was served to the Tenant. Ultimately, I find the Landlord failed to sufficiently demonstrate that he served the Tenant with the Notice of Dispute Resolution Proceeding.

Since the Notice of Dispute Resolution Proceeding has not been sufficiently served, I dismiss the Landlord's application, in full, with leave to reapply.

Conclusion

I dismiss the Landlord's application in full, 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: August 26, 2022

Residential Tenancy Branch