



Dispute Resolution Services

Residential Tenancy Branch
Ministry of Housing

DECISION

Dispute Codes MNETC

This hearing dealt with the tenants' application pursuant to the *Residential Tenancy Act* (the Act) for a monetary order of \$16,500 representing 12 times the amount of monthly rent, pursuant to sections 51(2) and 62 of the Act.

The tenants did not attend this hearing. Two agents attended the hearing on the landlord's behalf.

The landlord's agents stated that the landlord was not served with the tenant's notice of dispute resolution package and supporting documentary evidence. They learned about the hearing from an automated email sent by the Residential Tenancy Branch (the RTB) on April 6, 2023.

The RTB Rules of Procedure requires that the tenants serve the landlord with the notice of dispute resolution package and supporting documentary evidence. I accept the landlord's agents' undisputed evidence that this did not occur. As such, and as the tenants have not attended this hearing, it is not appropriate that the hearing proceed.

I dismiss the 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: April 20, 2023

Residential Tenancy Branch