

This is an example of how someone might begin to verbally present a judicial review of a Residential Tenancy Branch Decision to a BC Supreme Court judge:

1. My name is Don Smith. I am representing myself as the petitioner in this judicial review. I am asking the court to set aside the decision of Arbitrator Hetter made June 25, 2010. I am a tenant and that decision upheld my eviction and issued an order of possession for July 31, 2010. I am asking the court to set aside that decision and order.
2. I have included a written argument at tab 4 of my petition record. I will go over that argument.
3. I served the petition, affidavit and notice of this hearing on my landlord. A lawyer for the Attorney General and the Residential Tenancy Branch has informed me that they will not be appearing.
4. This is a judicial review of a decision made by an Arbitrator under the Residential Tenancy Act.
5. The Arbitrator upheld my eviction because he found that I had smoked in my rental unit despite written warnings not to do so.
6. I am asking that the Arbitrator's decision be set aside because the Arbitrator went ahead with the hearing even though I explained that I did not get copies of my landlord's evidence for the hearing. My landlord did not serve me anything. I do not know what the evidence was and I was not able to respond to it.
7. The Arbitrator found I had been warned in writing about smoking. In fact, I was never warned, and I did not get a copy of the evidence my landlord submitted to show that I was warned.
8. I told the Arbitrator that I did not have any of the evidence and he did not stop the hearing or ask my landlord if she served me with her evidence.
9. I think the Arbitrator failed to act fairly by not making sure I was properly served with the case against me so that I could respond to it.