

STATE BOARD OF EDUCATION

STATE OF GEORGIA

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| LEMAN W., | : | |
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| Appellant, | : | |
| | : | CASE NO. 1994-43 |
| vs. | : | |
| | : | DECISION |
| WARE COUNTY | : | |
| BOARD OF EDUCATION, | : | |
| | : | |
| Appellee. | : | |

This is an appeal by Lemman W. (Student) from a decision by the Ware County Board of Education (Local Board) to uphold the decision of a Student Disciplinary Tribunal to suspend the Student for the remainder of the 1993-1994 school year and for the entire 1994-1995 school year because he brought a gun on campus in violation of Local Board policy. The Student claims he was denied due process because he did not have an opportunity to appear before the Local Board, and he did not receive a written decision from the Local Board. The Local Board's decision is sustained.

The Student has not shown how the Local Board's procedures denied him due process. The Student had an opportunity to examine and cross examine witnesses, and an opportunity to be represented by an attorney. He also had an opportunity to present written arguments before the Local Board. We, therefore, conclude that the Local Board's procedures did not deny the Student due process. The Local Board's decision, therefore, is SUSTAINED.

This 11th day of August, 1994.

Mrs. King, Mr. Owens, Mr. Sessoms, Dr. Thomas and Mr. Williams were not present.

Robert . Brinson
Vice Chairman for Appeals