

STATE BOARD OF EDUCATION

STATE OF GEORGIA

CATHY MOSES,	:	
	:	
Appellant,	:	
	:	
vs.	:	CASE NO. 2002-14
	:	
COWETA COUNTY	:	
BOARD OF EDUCATION,	:	
	:	
Appellee.	:	DECISION

This is an appeal by Cathy Moses (Appellant) from a decision by the Coweta County Board of Education (Local Board) not to grant her any relief on her petition for post termination compensation. Appellant failed to file a brief or request oral argument and is deemed to have abandoned her appeal. Additionally, Appellant has not raised any issues that involve the construction or administration of school law. Consequently, the appeal is dismissed.

Appellant was employed by the Local Board on January 4, 1999 as a resource coordinator. On February 29, 2000, the Local Superintendent dismissed her because she failed to report for work in a new location. Appellant did not ask for a hearing before the Local Board until July 2001 when she asked for the immediate resignation or removal of the Local Superintendent and compensation of \$50,000 for mental and emotional stress, \$25,000 for lost salary, and \$4,000 for lost contract fees. The Local Board held a hearing on August 14, 2001 and denied Appellant any of the relief she sought. Appellant then filed this appeal.

O.C.G.A. § 20-2-1160 permits appeals to the State Board of Education from decisions by a local board of education acting as a tribunal in the construction or administration of school law. The issues of compensation for mental and emotional stress, lost salary and contract fees, however, are not issues involving the construction or administration of school law, but, instead, are normal employee-employer issues normally resolved in court. Since the construction or administration of school law is not involved, the State Board of Education lacks jurisdiction to consider Appellant's appeal.

Based upon the foregoing, it is the opinion of the State Board of Education that Appellant has abandoned her appeal and it lacks jurisdiction to consider the issues raised by Appellant before the Local Board. Accordingly, the appeal is hereby **DISMISSED**.

This _____ day of December 2001.

Bruce Jackson
Vice Chairman for Appeals