

STATE BOARD OF EDUCATION

STATE OF GEORGIA

B. A. M.,

Appellant,

vs.

**CLAYTON COUNTY
BOARD OF EDUCATION,**

Appellee.

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CASE NO. 1999-25

DECISION

This is an appeal by B. A. M. (Student) from a decision by the Clayton County Board of Education to uphold the decision of a student disciplinary tribunal to expel him from regular school until the end of the 1998-1999 school year with assignment to an alternative school at the beginning of the 1999-2000 school year after finding him guilty of fighting at school. The Local Board made its decision on April 2, 1999, but the appeal was not filed until May 5, 1999, or 33 days after the Local Board's decision. "O.C.G.A. § 20-2-1160 requires appeals to be filed within 30 days after a local board makes a decision. Since the appeal was not timely filed, the State Board of Education is without jurisdiction to consider the appeal." *Kenisha B. v. Cobb Cnty. Bd. of Educ.*, Case No. 1994-14 (Ga. SBE, May 12, 1994). Additionally, the Student failed to file a brief or request oral argument, thus abandoning his appeal. Accordingly, the appeal is hereby DISMISSED.

This _____ day of August 1999.

Bruce Jackson
Vice Chairman for Appeals