

**STATE BOARD OF EDUCATION**

**STATE OF GEORGIA**

<b>K. H.,</b>	:	
	:	
<b>Appellant,</b>	:	
	:	
<b>vs.</b>	:	<b>CASE NO. 2005-02</b>
	:	
<b>EARLY COUNTY</b>	:	
<b>BOARD OF EDUCATION,</b>	:	
	:	
<b>Appellee.</b>	:	<b>DECISION</b>

This is an appeal by K. H. (Student) from a decision by the Early County Board of Education (Local Board) to uphold the decision of a student disciplinary tribunal to assign him to three days of in-school suspension after finding him guilty of having a weapon on campus. The Local Board made its decision on June 8, 2004, but the Student failed to file an appeal until sometime after July 9, 2004. The appeal, therefore, was made at least 31 days after the Local Board made its decision. O.C.G.A. § 20-2-1160 provides that appeals from decisions of local boards of education have to be made within 30 days after the date of the local board’s decision. Since the Student failed to file within 30 days after the Local Board made its decision, the State Board of Education is without jurisdiction to consider his appeal. Accordingly, the appeal is hereby DISMISSED.<sup>1</sup>

This \_\_\_\_\_ day of October 2004.

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William Bradley Bryant  
Vice Chairman for Appeals

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<sup>1</sup> In addition to the appeal being filed late, the Student graduated from high school on May 22, 2004 after serving his three-day in-school suspension. The appeal, therefore, is moot because the State Board of Education cannot provide the Student with any relief.