

**STATE BOARD OF EDUCATION  
STATE OF GEORGIA**

<b>B. J.,</b>	:	
	:	
<b>Appellant,</b>	:	
	:	
<b>vs.</b>	:	<b>CASE NO. 2006-73</b>
	:	
<b>BURKE COUNTY BOARD OF EDUCATION,</b>	:	<b>DECISION</b>
	:	
<b>Appellee.</b>	:	

This is an appeal by B. J. (Student) from a decision by the Burke County Board of Education to uphold the decision of a student disciplinary tribunal to permanently expel him from regular school after finding him guilty of theft, disrespectful conduct, failure to obey, and creating a classroom disturbance. The Student failed to file a brief or request oral argument. The Student's appeal, therefore, is deemed to have been abandoned. *Chris M. v. McIntosh Cnty. Bd. of Educ.*, Case No. 1995-47 (Ga. SBE, Jan. 11, 1996). The Local Board made its decision on March 31, 2006, but the appeal was not filed until May 16, 2006, or 46 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). Accordingly, the appeal is hereby  
**DISMISSED.**

This \_\_\_\_\_ day of August 2006.

\_\_\_\_\_

William Bradley Bryant  
Vice Chairman for Appeals