

STATE BOARD OF EDUCATION

STATE OF GEORGIA

J. C.,

Appellant,

vs.

**GWINNETT COUNTY
BOARD OF EDUCATION,**

Appellee.

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CASE NO. 2008-57

DECISION

This is an appeal by J. C. (Student) from a decision by the Gwinnett County Board of Education (Local Board) to uphold the decision of a student disciplinary tribunal that found him guilty of failure to follow directions, chronic violation of school rules, and intentional physical contact of a threatening nature. Neither the Local Board nor the tribunal imposed any disciplinary action against the Student because he is receiving services under the Individuals with Disabilities Education Act, 20 U.S.C. Secs. 1400 *et seq.* (the "Act" or "IDEA"). Since no action has been taken by the Local Board, there is no relief to be provided by the State Board of Education, thus rendering the appeal moot. In addition, 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). Accordingly, the appeal is hereby

DISMISSED.

This _____ day of July 2008.

William Bradley Bryant
Vice Chairman for Appeals