

STATE BOARD OF EDUCATION

STATE OF GEORGIA

M. R.,

Appellant,

vs.

**FULTON COUNTY
BOARD OF EDUCATION,**

Appellee.

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CASE NO. 2008-74

DECISION

This is an appeal by M. R. (Student) from a decision by the Fulton County Board of Education to uphold the decision of a student disciplinary tribunal to expel him from regular school until January 2009 after finding him guilty of multiple charges arising from using a cellular telephone at school and refusing to comply with the directions of his principal. The Local Board made its decision on May 15, 2008, but the appeal was not filed until June 18, 2008, or 34 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 September 2008.

William Bradley Bryant
Vice Chairman for Appeals