

**STATE BOARD OF EDUCATION**  
**STATE OF GEORGIA**

<b>E. B.,</b>	:	
	:	
<b>Appellant,</b>	:	
	:	
<b>vs.</b>	:	<b>CASE NO. 2009-48</b>
	:	
<b>HENRY COUNTY</b>	:	<b>DECISION</b>
<b>BOARD OF EDUCATION,</b>	:	
	:	
<b>Appellee.</b>	:	

This is an appeal by E. B. (Student) from a decision by the Henry County Board of Education to expel him from regular school for the remainder of the 2008-2009 school year and assign him to an alternative school for the first semester of the 2009-2010 school year after finding him guilty of fighting. The Local Board made its decision on March 13, 2009, but the appeal was not filed until April 17, 2009, or 35 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 July 2009.

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William Bradley Bryant  
Vice Chairman for Appeals