



has been an abuse of discretion or the decision is so arbitrary and capricious as to be illegal. *See, Ransum v. Chattooga County Bd. of Educ.*, 144 Ga. App. 783, 242 S.E.2d 374 (1978); *Antone v. Greene County Bd. of Educ.*, Case No. 1976-11 (Ga. SBE, Sep. 8, 1976).” *Roderick J v. Hart Cnty. Bd. of Educ.*, Case No. 1991-14 (Ga. SBE, Aug. 8, 1991). In this case, there is evidence to support the Local Board’s decision and there has not been any showing that the decision was arbitrary or capricious. The Student made the threats and curses after the classmate had already been removed from the situation, which casts doubt on the Student’s claim that her actions were directed to the classmate. The State Board of Education, therefore, concludes that there is evidence to support the Local Board’s decision.

Based upon the foregoing, it is the decision of the State Board of Education that the evidence supports the Local Board’s decision and there has not been any showing that the decision was arbitrary or capricious. The Local Board’s decision, therefore, is SUSTAINED.

This 10<sup>th</sup> day of March, 1994.

Mr. Williams was not present Mr. Lathem’s seat is vacant due to his resignation effective December 31, 1993.

Robert M. Brinson  
Vice Chairman for Appeals