



6). Further, she was “given a form due process complaint developed by the Georgia Department of Education for FAPE cases, but it was inadequate since it failed to list possible remedies that a parent could seek in an administrative hearing.” (Doc. 1 at 6). The Plaintiff states that “[a] decision dismissing the due process complaint was issued on November 7, 2012 for among other reasons that the pro se complaint failed to specify a remedy that the administrative body could grant.” (Doc. 1 at 6). She contends that her motion for reconsideration was denied on December 12, 2012, and that she is now “appealing the administrative ruling.” (Doc. 1 at 6-7).

On February 12, 2013, the Court granted the Plaintiff’s Motion to Proceed In Forma Pauperis and ordered the Plaintiff to submit documents supporting her administrative exhaustion allegations. (Doc. 4). The Plaintiff has provided the Court with the appropriate administrative records, and thus, the Court can complete its frivolity review. (Doc. 5). Pursuant to 28 U.S.C. § 1915A, because the Plaintiff is proceeding in forma pauperis, the Court is required to dismiss the case if it (1) is frivolous or malicious, (2) fails to state a claim upon which relief may be granted, or (3) seeks monetary relief against a defendant who is immune from such relief. 28 U.S.C. § 1915(e)(2)(b). Here, the Court finds that the Plaintiff’s Complaint passes § 1915A frivolity review. Accordingly, the Plaintiff can proceed with her claims against Defendants Butts County School District and Georgia Department of Education.

**SO ORDERED**, this 12th day of March, 2013.

S/ Marc T. Treadwell  
MARC T. TREADWELL, JUDGE  
UNITED STATES DISTRICT COURT