

IN RE A.L.

Argued June 11, 2013
Decided June 27, 2013

Panel: SAUFLEY, C.J., and ALEXANDER, LEVY, SILVER, MEAD,
GORMAN, and JABAR, JJ.

MEMORANDUM OF DECISION

The mother and father of A.L. appeal from a finding of jeopardy to their child issued in the District Court (Calais, *Romei, J.*) on the petition of the Department of Health and Human Services. Contrary to the parents' contentions, the court did not err in finding, by a preponderance of the evidence, that the child is in circumstances of jeopardy to his health or welfare. *See* 22 M.R.S. §§ 4002(6); 4035(2) (2012); *In re B.C.*, 2012 ME 140, ¶ 11, 58 A.3d 1118. The record also supports the court's finding of the existence of an aggravating factor based on the prior involuntary termination of the parent's rights to five other children. *See* 22 M.R.S. §§ 4002(1-B)(C), 4041(2)(A-2)(1) (2012); *In re B.C.*, 2012 ME 140, ¶ 12, 58 A.3d 1118; *In re Emily S.*, Mem-08-236 (Dec. 16, 2008).

The entry is:

Judgment affirmed.

On the briefs:

Carol Lewis, Esq. Lubec, for appellant mother

Rebecca A. Irving, Esq., Machias, for appellant father

Janet T. Mills, Attorney General, and Nora Sosnoff, Asst. Atty. Gen., Augusta, for appellee Department of Health and Human Services

At oral argument:

Carol Lewis, Esq. Lubec, for appellant mother

Rebecca A. Irving, Esq., Machias, for appellant father

Nora Sosnoff, Asst. Atty. Gen., for appellee Department of Health and Human Services