

IN RE N.R.

Submitted on Briefs June 26, 2013

Decided July 2, 2013

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

MEMORANDUM OF DECISION

The mother and father of N.R. appeal from a judgment of the District Court (Newport, *Fowle, J.*) terminating their parental rights. Contrary to their contentions, the record supports the court's findings by clear and convincing evidence of at least one ground of parental unfitness as to each of them. 22 M.R.S. § 4055(1)(B)(2)(b) (2012); *see In re M.B.*, 2013 ME 46, ¶ 37, 65 A.3d 1260. As to the father, termination was justified independent of the bare fact of his incarceration. *See In re Randy Scott B.*, 511 A.2d 450, 455 (Me. 1986) (stating that although incarceration, standing alone, does not justify termination of parental rights, incarceration “does not insulate an inmate from the termination of his parental rights if the record contains the clear and convincing evidence that would support the termination of the rights of any other parent”).

The entry is:

Judgment affirmed.

On the briefs:

Robert E. Meggison, Esq., Belfast, for appellant father

Margaret P. Shalhoob, Esq., Bangor, for appellant mother

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

Newport District Court docket number PC-2010-26

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