

IN RE K.F. et al.

Submitted on Briefs February 27, 2014
Decided March 4, 2014

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

MEMORANDUM OF DECISION

The mother of K.F. and G.D. appeals from a jeopardy order entered against her in the District Court (Presque Isle, *O'Mara, J.*) pursuant to 22 M.R.S. § 4035 (2013). Contrary to the mother's arguments on appeal, there was sufficient evidence to support the court's finding of jeopardy by a preponderance of the evidence. *See* 22 M.R.S. § 4002(6) (2013) (defining jeopardy); *In re Destiny T.*, 2009 ME 26, ¶ 14, 965 A.2d 872 ("We review a court's jeopardy finding for clear error, upholding it if any evidence in the record can rationally be understood to establish as more likely than not that the child was in circumstances of jeopardy to his health and welfare."); *In re Rachel J.*, 2002 ME 148, ¶ 18, 804 A.2d 418 ("There is nothing in the [child protection] statute, and nothing in our past decisions, that limits the temporal scope of the court's examination of evidence to any particular period." (quotation marks omitted)).

The entry is:

Judgment affirmed.

On the briefs:

Jack Hunt, Esq., Kennebunk, for appellant mother

Janet T. Mills, Attorney General, and Heidi Silver and Nora Sosnoff, Asst. Attys. Gen., Office of the Attorney General, Augusta, for appellee
Maine Department of Health and Human Services

Presque Isle District Court docket number PC-2013-12
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