

IN RE KYESHA D. et al.

Submitted on Briefs October 13, 2016

Decided October 20, 2016

Panel: ALEXANDER, MEAD, GORMAN, JABAR, HJELM, and HUMPHREY, JJ.

MEMORANDUM OF DECISION

The mother of Kyesha D., Zachariah D., and Emily C. appeals from a judgment of the District Court (Portland, *Powers, J.*) terminating her parental rights to her children. Contrary to the mother's contention, the court did not abuse its discretion in determining that termination is in the best interests of the children. See *In re C.P.*, 2013 ME 57, ¶ 19, 67 A.3d 558; *In re Thomas H.*, 2005 ME 123, ¶ 16, 889 A.2d 297. There is also sufficient evidence in the record to support the court's findings, by clear and convincing evidence, that the mother is "unwilling or unable to protect the child[ren] from jeopardy and these circumstances are unlikely to change within a time which is reasonably calculated to meet the child[ren]'s needs" and that the mother "has been unwilling or unable to take responsibility for the child[ren] within a time which is reasonably calculated to meet the child[ren]'s needs." 22 M.R.S. § 4055(1)(B)(2)(i), (ii) (2015); see *In re M.S.*, 2014 ME 54, ¶ 13, 90 A.3d 443. Furthermore, there is sufficient evidence in the record to support the court's finding, by clear and convincing evidence, that termination is in the best interests of the children. See 22 M.R.S. § 4055(1)(B)(2) (2015); *In re M.S.*, 2014 ME 54, ¶ 13, 90 A.3d 443.

The entry is:

Judgment affirmed.

On the briefs:

Amy McNally, Esq., Woodman Edmands Danylik Austin Smith & Jacques, P.A., Biddeford, for appellant Mother

Janet T. Mills, Attorney General, and Meghan Szylvian, Asst. Atty. Gen., Office of the Attorney General, Augusta, for appellee Department of Health and Human Services

Portland District Court docket numbers PC-2014-62, PC-2014-63, & PC-2014-64
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