

IN RE CHILD OF MARY D.

Submitted on Briefs February 22, 2023  
Decided March 2, 2023

Panel: MEAD, JABAR, HORTON, CONNORS, and LAWRENCE, JJ.

MEMORANDUM OF DECISION

Mary D. and Darren G.<sup>1</sup> appeal from a judgment of the District Court (Biddeford, *Sutton, J.*) terminating their parental rights to their child. *See* 22 M.R.S. § 4055(1)(A)(1)(a), (B)(2) (2022). Contrary to the parents' contentions, the court did not err in finding, by clear and convincing evidence, at least one ground of parental unfitness for each parent. *See id.* § 4055(1)(B)(2)(b)(i)-(iii); *In re Katherine C.*, 2019 ME 146, ¶ 2, 217 A.3d 68; *In re Child of Walter C.*, 2019 ME 121, ¶ 7, 213 A.3d 113; *In re Child of Matthew R.*, 2018 ME 148, ¶¶ 6-7, 196 A.3d 448. Nor did the court err or abuse its discretion in finding that termination of both parents' parental rights was in the best interest of the child. *See* 22 M.R.S. § 4050(2)-(3) (2022); *In re Thomas H.*, 2005 ME 123, ¶¶ 22-34, 889 A.2d 297.

Moreover, contrary to the father's contention, the District Court did not abuse its discretion when it denied the father's motion to recuse the trial judge. *See Mathiesen v. Michaud*, 2020 ME 47, ¶¶ 9-11, 13, 229 A.3d 527.

---

<sup>1</sup> The father was given leave to file a supplemental brief of issues that counsel did not believe were meritorious. *See In re M.C.*, 2014 ME 128, ¶ 7, 104 A.3d 139. The father has not submitted a brief, but counsel for the father included a list of issues the father wished to bring at the end of his brief. These issues are not properly developed to be reviewed on appeal and we deem them waived. *See State v. Jandreau*, 2017 ME 44, ¶ 14, 157 A.3d 239 ("Issues adverted to in a perfunctory manner, unaccompanied by some effort at developed argumentation, are deemed waived.") (quotation marks and alteration omitted).

The entry is:

Judgment affirmed.

---

Neil J. Prendergast, Esq., Fort Kent, for appellant Mary D.

Seth Berner, Esq., Portland, for appellant Darren G.

Aaron M. Frey, Attorney General, and Hunter C. Umphrey, Asst. Atty. Gen., Office of the Attorney General, Bangor, for appellee Department of Health and Human Services

Springvale District Court docket number PC-2020-62  
FOR CLERK REFERENCE ONLY