

IN RE KATRINA F.

Submitted on Briefs December 12, 2000  
Decided December 18, 2000

Panel: WATHEN, C.J., and CLIFFORD, RUDMAN, DANA, SAUFLEY,  
ALEXANDER, and CALKINS, JJ.

MEMORANDUM OF DECISION

The parents of Katrina F. appeal from a judgment entered in the District Court (Ellsworth, *Staples, J.*). Contrary to the contentions of the parents, the evidence was sufficient to support the court's findings of jeopardy, *see* 22 M.R.S.A. § 4002(6)(A) (1992), and an aggravating factor with regard to the father, *see* 22 M.R.S.A. § 4002(1-B)(A)(1) (Supp. 2000). Furthermore, the court did not violate either parent's due process rights by relying on the out of court statements made by Katrina and the mother's other children, *see* 22 M.R.S.A. § 4007(2) (1992); *In re Charles Jason R., Jr.*, 572 A.2d 1080, 1081-82 (Me. 1990); and acted well within its discretion in declining to award custody of the child to the mother's husband's half-sister, *see* 22 M.R.S.A. § 4036(2) (1992); *In re David W., Jr.*, 568 A.2d 513, 515-16 (Me. 1990).

The entry is:

Judgment affirmed.

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