

IN RE BRANDON H.

Submitted on Briefs May 25, 2000  
Decided June 15, 2000

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

MEMORANDUM OF DECISION

The mother of Brandon H. appeals from a judgment entered in the District Court (Lewiston, *Gorman, J.*) in which the court (1) determined that the child would be in circumstances of jeopardy if returned to the custody of the mother and ordered that custody of child was to remain in the Department of Human Services; and (2) found the existence of an aggravating factor and ordered that the Department be relieved of any obligation to provide reunification and rehabilitation services to the mother.

Contrary to the contentions of the mother, the evidence was sufficient to support the court's finding that the child would be in circumstances of jeopardy if returned to the custody of the mother. *See* 22 M.R.S.A. § 4002(6)(A) (1992).

The court also acted well within its discretion in declining to award custody of Brandon to his maternal grandmother, *see In re David W.*, 568 A.2d 513, 515 (Me. 1990); 22 M.R.S.A. § 4036(1)(F), (2) (1992); and the court correctly applied the preponderance of the evidence standard of proof in ordering, pursuant to 22 M.R.S.A. §§ 4036(1)(G-2), 4041(2)(A-1)

(Supp. 1999), that the Department cease efforts to provide reunification and rehabilitation services to the mother. *See In re Christmas C.*, 1998 ME 258 ¶¶ 7, 8, 13, 721 A.2d 629, 631-32.

The entry is:

Judgment affirmed.

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