

IN RE VANESSA D. et al.

Submitted on Briefs April 9, 2003
Decided April 16, 2003

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

MEMORANDUM OF DECISION

The mother of Vanessa D. and Jasmyn H. appeals from the judgment of the District Court (Lewiston, *Beliveau, J.*) terminating her parental rights pursuant to 22 M.R.S.A. § 4055 (1992 & Supp. 2002). Contrary to her contentions, the record supports the court's findings by clear and convincing evidence that she was unwilling or unable to protect her children from jeopardy and those circumstances are unlikely to change in time to meet the children's needs, 22 M.R.S.A. § 4055(1)(B)(2)(b)(i) (1992), that she is unwilling or unable to take responsibility for her children within a time reasonably calculated to meet their needs, 22 M.R.S.A. § 4055(1)(B)(2)(b)(ii) (1992), that she has failed to make a good faith effort to rehabilitate and reunify with the children, 22 M.R.S.A. § 4055(1)(B)(2)(b)(iv) (1992), and that termination is in the best interests of the

children. 22 M.R.S.A. § 4055(1)(B)(2)(a) (1992); *In re Breauna N.*, 1999 ME 191, ¶¶ 19-20, 742 A.2d 911, 915-16. The court's denial of her motion to continue did not violate her due process rights, *see In re Kafia M.*, 1999 ME 195, ¶¶ 21-22, 742 A.2d 919, 926-27, and we discern no abuse of discretion or clear error in the court's exclusion of evidence on the potential placement of the children with relatives where, by the time of the termination proceedings, no relatives had sought intervenor status or pursued meaningful efforts to effectuate relative placement. *See In re Annie*, 2001 ME 105, ¶ 26, 774 A.2d 378, 385.

The entry is:

Judgment affirmed.

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