

IN RE KAYLI B.

Submitted on Briefs December 11, 2007  
Decided January 3, 2008

Panel: SAUFLEY, C.J., and CLIFFORD, ALEXANDER, LEVY, MEAD, and GORMAN, JJ.

MEMORANDUM OF DECISION

The mother of Kayli B. appeals from a judgment entered in the District Court (Springvale, *Foster, J.*) terminating her parental rights to Kayli pursuant to 22 M.R.S. § 4055(1)(B)(2) (2006). Contrary to the mother's contention, the District Court did not clearly err in finding that the mother is unable to take responsibility for Kayli within a time, as measured from a child's perspective, reasonably calculated to meet Kayli's needs. *See In re Alexander D.*, 1998 ME 207, ¶¶ 17-18, 716 A.2d 222, 227-28. Although the Department's efforts in assisting a parent's rehabilitation are relevant to the parent's capacity, the Department of Health and Human Services is not required to prove by clear and convincing evidence that it attempted reunification in good faith. *See In re Tyler*

*H.*, 1999 ME 163, ¶ 11 n.2, 741 A.2d 47, 49. Finally, competent evidence in the record supports the court's conclusion that termination of the mother's parental rights achieves permanence for Kayli and is in her best interests. *See In re Thomas H.*, 2005 ME 123, ¶ 16, 889 A.2d 297, 301-02.

The entry is:

Judgment affirmed.

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