

IN RE MATTHEW M.

Submitted on Briefs December 11, 2007
Decided January 15, 2008

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

MEMORANDUM OF DECISION

The mother of Matthew M. appeals from a judgment entered by the District Court (Lewiston, *Beliveau, J.*) finding Matthew to be in jeopardy pursuant to 22 M.R.S. § 4035(2) (2007). Contrary to the mother's contentions, the evidence presented at the jeopardy hearing was sufficient for the court to rationally find by a preponderance of the evidence that her significant mental health issues and inability to follow Matthew's treatment plan posed a threat of serious mental or emotional injury or impairment to him. 22 M.R.S. § 4002(6)(A), (10)(B) (2007); *see In re Dakota P.*, 2005 ME 2, ¶ 15, 863 A.2d 280, 285. The evidence was likewise sufficient for the court to find that the Department of Health and Human

Services made reasonable efforts to prevent removing Matthew from the mother's home. 22 M.R.S. § 4036-B(3) (2007).

The entry is:

Judgment affirmed.

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