

IN RE BRANDON Y. et al.

Submitted on Briefs July 29, 2008
Decided September 25, 2008

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

MEMORANDUM OF DECISION

The father of Brandon and Brandi Y. appeals from a judgment of the District Court (Lewiston, *Beliveau, J.*) terminating his parental rights over his minor son and daughter. The father contends that the District Court did not consider the failure of the Department of Health and Human Services to make reunification efforts as required by statute, that the court abused its discretion by admitting a letter from the psychologist who evaluated the father in evidence, and that the father's procedural due process rights were violated. Contrary to his contentions, the District Court's judgment terminating parental rights did not violate 22 M.R.S. § 4041 (2007) because, in certain circumstances, the court has the discretion to order the Department to cease, limit, or forego reunification efforts. *In re Ashley S.*, 2000 ME 212, ¶¶ 13-14, 762 A.2d 941, 945-47. In addition, the court did not abuse its discretion in admitting a letter from the psychologist who evaluated the father in evidence. *Ames v. Ames*, 2003 ME 60, ¶ 13, 822 A.2d 1201, 1206. The father's procedural due process rights were not violated because he was represented throughout the proceedings by counsel and, in addition, participated in the hearing by video conference and by telephone. *In re Randy Scott B.*, 511 A.2d 450, 454 (Me. 1986).

The entry is:

Judgment affirmed.

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