

IN RE ERIC C. et al.

Submitted on Briefs October 2, 2008
Decided October 7, 2008

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

MEMORANDUM OF DECISION

The mother of Eric C. and Tyler S. appeals from a judgment entered by the District Court (Waterville, *French, J.*) finding the children to be in jeopardy pursuant to 22 M.R.S. § 4035(2) (2007). Contrary to the mother's contentions, the evidence admitted at the jeopardy hearing was sufficient for the court to rationally find by a preponderance of the evidence that her unwillingness or inability to protect Tyler from domestic violence in the home caused, or threatened to cause, serious mental or emotional injury to him.¹ 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 entry is:

Judgment affirmed.

Attorney for the mother:

¹ The mother does not appeal from the court's jeopardy finding concerning Eric.

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