

IN RE CALEB G.

Submitted on Briefs October 14, 2009

Decided October 15, 2009

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

MEMORANDUM OF DECISION

The mother of Caleb G. appeals from a judgment entered in the District Court (Presque Isle, *O'Mara, J.*) terminating her parental rights to Caleb pursuant to 22 M.R.S. § 4055(1)(B)(2) (2008). Contrary to the mother's contentions, the court rationally could have found clear and convincing evidence in the record to support its determinations that: (1) the mother was unable to protect her son from jeopardy and these circumstances were unable to change within a time reasonably calculated to meet his needs, and (2) the mother was unable to take responsibility for her son within a time reasonably calculated to meet his needs. *See In re Marcus S.*, 2007 ME 24, ¶ 6, 916 A.2d 225, 227; *In re Charles G.*, 2001 ME 3, ¶ 7, 763 A.2d 1163, 1166. Additionally, the court did not abuse its discretion in ruling that the termination hearing should proceed without a Child Abuse and Neglect Evaluators Program assessment. *See In re Alexander D.*, 1998 ME 207, ¶ 15, 716 A.2d 222, 227 ("The mother's engagement in court-ordered services had to be balanced against the Department's efforts to protect the best interest of the children, and to complete the children's transition into a permanent situation in a timely manner."). Finally, the court's factual findings on whether termination of the mother's parental rights was in the son's best interests were sufficient. *See In re Amanda H.*, 2007 ME 43, ¶¶ 2-4, 917 A.2d 1120, 1120-21; *In re Amber B.*, 597 A.2d 937, 938 (Me. 1991).

The entry is:

Judgment affirmed.

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