

IN RE JOSHUA M.

Submitted on Briefs February 25, 2010

Decided March 2, 2010

Panel: ALEXANDER, LEVY, SILVER, MEAD, GORMAN, and JABAR, JJ.

MEMORANDUM OF DECISION

The mother appeals from a judgment entered in the District Court (Augusta, *Mullen, J.*) terminating her parental rights to Joshua M. pursuant to 22 M.R.S. § 4055(1)(B)(2) (2009), arguing that (1) the Department failed to make adequate efforts to rehabilitate the conditions that resulted in jeopardy to the child and reunify the family, and (2) the evidence was insufficient to support the judgment. Contrary to the mother's contentions, the court rationally could have found clear and convincing evidence to support its determinations that: (1) the mother was unable to protect the child from jeopardy and that these circumstances were unlikely to change within a time reasonably calculated to meet the child's needs; (2) the mother was unable to take responsibility for the child within a time reasonably calculated to meet the child's needs; and (3) termination of the mother's rights was in the best interests of the child. *See* 22 M.R.S. § 4055(1)(B)(2); *In re Thomas D.*, 2004 ME 104, ¶ 21, 854 A.2d 195, 201.

The entry is:

Judgment affirmed.

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