

IN RE CHILD OF BRITTANY D.

Submitted on Briefs April 19, 2022  
Decided April 28, 2022

Panel: STANFILL, C.J., and MEAD, HUMPHREY, HORTON, and CONNORS, JJ.

MEMORANDUM OF DECISION

Brittany D. appeals from a judgment entered by the District Court (Portland, *Woodman, J.*) finding that her child is in circumstances of jeopardy as to his health and welfare pursuant to 22 M.R.S. § 4035 (2022). Contrary to the mother's contentions, although the Department did not establish who inflicted the injuries on the child, there was sufficient evidence for the court to rationally find, by a preponderance of the evidence, that the child was in circumstances of jeopardy as to the mother where the child had suffered repeated physical injuries while in the care of the mother and father. *See* 22 M.R.S. §§ 4002(1), (6), 4035 (2022); *In re Children of Alecia M.*, 2020 ME 58, ¶¶ 8-10, 232 A.3d 253; *In re B.C.*, 2014 ME 99, ¶¶ 2-12, 97 A.3d 1086; *In re Dakota P.*, 2005 ME 2, ¶¶ 15-18, 863 A.2d 280; *In re Adrian D.*, 2004 ME 144, ¶ 14, 861 A.2d 1286.

The entry is:

Judgment affirmed.

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Jason A. MacLean, Esq., Bridgton, for appellant mother

Christopher C. Taub, Chief Deputy Attorney General, and Hunter C. Umphrey,  
Asst. Atty. Gen., Office of the Attorney General, Augusta, for appellee  
Department of Health and Human Services

Portland District Court docket number PC-2021-02  
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