

IN RE SHELITA B. et al.

Submitted on Briefs October 18, 2000
Decided October 25, 2000

Panel: WATHEN, C.J., and CLIFFORD, RUDMAN, DANA, SAUFLEY,
ALEXANDER, and CALKINS, JJ.

MEMORANDUM OF DECISION

The father of Shelita and Ashley B. appeals from a judgment of the District Court (Biddeford, *Foster, J.*) terminating his parental rights to his two daughters. Contrary to the father's contentions, the court did not err when it concluded that the termination of his parental rights was in the children's best interests, despite the Department's failure to facilitate consistent visits at the prison with his children. *See In re Justin T.*, 640 A.2d 737, 739-40 (Me. 1994); 22 M.R.S.A. § 4055(1)(B)(2)(a) (1992). Nor did the court err in considering the father's history of violence in the presence of the children, his nonexistent relationship with the children, and his current unavailability due to a lengthy incarceration, to conclude that termination was in the children's best interests. *See In re Daniel C.*, 480 A.2d 766, 768-69 (Me. 1984).

The entry is:

Judgment affirmed.

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