

In re ROBERT W.

Submitted on Briefs February 25, 2000  
Decided March 21, 2000

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

# MEMORANDUM OF DECISION

The parents of Robert W. Jr. appeal from judgments entered in the District Court (Augusta, *Vafiades, J.*) terminating their parental rights. Contrary to their contentions, the evidence is sufficient to support the findings of the District Court by clear and convincing evidence that the parents are unable to protect Robert W. Jr. from jeopardy and the circumstances are unlikely to change within a time reasonably calculated to meet the child's needs, *see* 22 M.R.S.A. § 4055(1)(B)(2)(b)(i) (1992), and termination is in the best interest on the child, *see* 22 M.R.S.A. § 4055(1)(B)(2)(a) (1992); The mother's contentions that she received inadequate notice of the termination hearing pursuant to 22 M.R.S.A. § 4053 (Supp. 1999) are without merit, *see Foster v. Bloomberg*, 657 A.2d 327, 328-29 (Me. 1995), and the failure of the Department of Human Services to comply with 22 M.R.S.A. § 4053 (Supp. 1999) by mailing a copy of the petition to terminate parental rights to the mother's attorney when the petition was filed in court was harmless error. Neither has the mother demonstrated in what manner her public guardian, the Division of Mental

Retardation, has neglected its duties to the mother, *see* 18-A M.R.S.A. § 5-607 (1998); nor has she shown that she has been denied due process of law, *see In re Alexander D.*, 1998 ME 207, ¶ 13, 716 A.2d 222, 226.

The entry is:

Judgments affirmed.

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