

IN RE ROBERT E., et al.

Submitted on Briefs October 15, 2001
Decided October 17, 2001

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

MEMORANDUM OF DECISION

The mother of Robert E. and Jazma M. appeals the judgment of the District Court (*Mullen, J.*) terminating her parental rights. Contrary to the mother's contentions, there is clear and convincing evidence to uphold the court's findings that (1) the mother is unable or unwilling to protect her children from jeopardy and these circumstances are unlikely to change within a time reasonably calculated to meet the children's needs, 22 M.R.S.A. § 4055 (1)(B)(2)(b)(i) (1992); (2) the mother is unable or unwilling to take responsibility for the children within a time frame which is reasonably calculated to meet their respective needs, *id.* § 4055 (1)(B)(2)(b)(ii) (1992); and that (3) termination was in the best interest of the children, *id.* § 4055 (1)(B)(2)(a). The mother's claim under the Americans with Disabilities Act was raised for the first time on appeal and is, therefore, unpreserved. *McAfee v. Cole*, 637 A.2d 463, 467 (Me. 1994).

The entry is:

Judgment affirmed.

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Attorneys for three fathers or putative fathers did not participate in this appeal.