

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE PARENTAL
RIGHTS AS TO H. C. M.

No. 38631

STEVEN M. AND KIMBERLY M.,

Appellants,

vs.

THE STATE OF NEVADA DIVISION
OF CHILD AND FAMILY SERVICES,
DEPARTMENT OF HUMAN
RESOURCES,

Respondent.

FILED

DEC 13 2001

ANETTE M. BLOOM
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is a proper person appeal from a district court order terminating appellants' parental rights.

In order to terminate parental rights, a petitioner must prove by clear and convincing evidence that termination is in the best interests of the child and must establish parental fault.¹ "This court will uphold termination orders if they are based on substantial evidence, and will not substitute its own judgment for that of the trial court."² In the present case, the district court determined that it was in the child's best interest that appellants' parental rights be terminated. The district court further found by clear and convincing evidence that appellants were unsuitable parents on the basis of failure of parental adjustment.³ Moreover, the court concluded that appellants were unfit parents.⁴

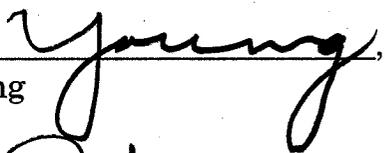
¹See Matter of Parental Rights as to N.J., 116 Nev. 790, 8 P.3d 126 (2000); NRS 128.105.

²Matter of Parental Rights as to Carron, 114 Nev. 370, 374, 956 P.2d 785, 787 (1998), overruled on other grounds by N.J., 116 Nev. 790, 8 P.3d 126.

³See NRS 128.105(2)(d); NRS 128.0126.

⁴See NRS 128.018; NRS 128.106(2).

Having reviewed the record, we conclude that the district court's decision is supported by substantial evidence. Accordingly, we ORDER the judgment of the district court AFFIRMED.


_____, J.
Young


_____, J.
Agosti


_____, J.
Leavitt

cc: Hon. David R. Gamble, District Judge
Attorney General
Steven M.
Kimberly M.
Douglas County Clerk