

NON-PRECEDENTIAL DECISION - SEE SUPERIOR COURT I.O.P. 65.37

IN RE: N.S., A MINOR

APPEAL OF: S.S., MOTHER

IN THE SUPERIOR COURT OF PENNSYLVANIA

No. 551 MDA 2019

Appeal from the Decree Entered February 15, 2019 in the Court of
Common Pleas of Lancaster County Orphans' Court at No(s): 161-2018,

CP-36-DP-0000187-2016

BEFORE: PANELLA, P.J., GANTMAN, P.J.E., and MUSMANNO, J.
MEMORANDUM BY MUSMANNO, J.: FILED: DECEMBER 27, 2019

S.S. ("Mother") appeals from the Decree granting the Petition filed by
Lancaster County Children and Youth Social Service Agency ("the
Agency"), and involuntarily terminating Mother's parental rights to her
minor daughter,

N.S. (born in January 2007) ("Child"), pursuant to the Adoption Act, 42
Pa.C.S.A. § 2511(a)(1), (2), (5), (8) and (b). We affirm.

The Orphans' Court set forth the factual and procedural history of this
matter as follows:

[Child] was born [in] January [] 2007. [Mother] is the mother of
[Child. D.S. ("Father")] is the father of [Child]. On June 22, 2016, the
Agency received its initial referral because Mother and Father were
incarcerated in a county other than Lancaster[,] and three of their minor
children were in Lancaster County. The Agency caseworker went to the
home [] in Quarryville, Lancaster County, Pennsylvania, and there
found three individuals, J.S., D[a].S. and [Child], all of whom are
children of Mother and Father.

D[a].S. (then 12 years of age) and [Child] (then 9 years of age) were the
subjects of the adjudicatory hearing held on August

Further, the court did not improperly rely on Child's preferred outcome. Rather, the record reflects that the court considered the totality of the evidence presented at the hearing and concluded that termination of Mother's parental rights was appropriate. As we have repeatedly stated, a child's life

"simply cannot be put on hold in the hope that [a parent] will summon the ability to handle the responsibilities of parenting." In re Z.P., 994 A.2d at 1125 (citation omitted). Instead, "a parent's basic constitutional right to the custody and rearing of his child is converted, upon the failure to fulfill his or her parental duties, to the child's right to have proper parenting and fulfillment of his or her potential in a permanent, healthy, safe environment." In re B.,

N.M., 856 A.2d 847, 856 (Pa. Super. 2004) (citation omitted). The court did

not abuse its discretion in involuntarily terminating Mother's parental rights pursuant to Section 2511(b).

For the foregoing reasons, we affirm the Decree involuntarily terminating Mother's parental rights to Child.

Decree affirmed.

Judgment Entered.

seph D. Seletyn, Es Prothonotary

Date: 12/27/2019-

IN THE SUPREME COURT OF PENNSYLVANIA MIDDLE DISTRICT

IN RE: N.S., A MINOR No. 53 MAL 2020

PETITION OF: S.S., MOTHER Petition for Allowance of Appeal from
the Order of the Superior Court

ORDER

PERCURIAM

AND NOW, this 13th day of April, 2020, the Petition for Allowance of
Appeal is

DENIE

A True Copy Elizabeth E. Zisk

As Of 04/13/2020

Cq.w .:-,

Attest: ,.,.,.

Chief Clerk

Supreme Court of Pennsylvania