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Juvenile Department

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In the Matter of

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M.L.M.

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A Child.

Case No. 20JU00685

**ORDER DENYING MOTHER'S MOTION TO
SET ASIDE TERMINATION OF PARENTAL
RIGHTS JUDGMENT**

11 This matter came before the Honorable Theodore E. Sims on October 27, 2021, on
12 Mother's Motion to Set Aside Judgment Terminating Parental Rights and Permanently
13 Committing Child to DHS. Present in the courtroom were Gay Canaday, mother's attorney;
14 Thomas Goldman, child's attorney; Michele Aragon, ODHS caseworker; and Marcia Lance-
15 Bumb, Senior Assistant Attorney General. Mother, Jada Marcum, was present by phone.

16 FINDINGS

17 The court having heard the arguments of counsel and having reviewed the records and
18 files herein, HEREBY FINDS:

19 1. Mother's Motion was not timely filed and the technical issues that formed the
20 basis for the Motion were apparent or should have been apparent to Mother at the time of
21 trial.

22 2. Mother's Motion does not state a basis under ORS 419B.923(1) for setting aside a
23 judgment.

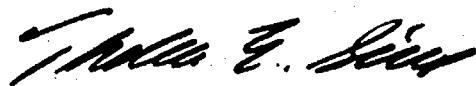
24 3. Mother received a fair trial and the outcome of the trial was not impacted by any
25 technical issues that arose due to holding the termination of parental rights trial by virtual
26 means. The court's decision did not turn on credibility findings.

Appendix A (1)

1 **ORDER**

2 Based on these Findings, Mother's Motion is hereby DENIED

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4 11/12/2021 2:34:46 PM

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6 Circuit Court Judge, Theodore E. Sims

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9 Submitted by:
10 Marcia Lance-Bumb, OSB #832675
Senior Assistant Attorney General
Of Attorneys for Petitioner

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Page 2 ORDER DENYING MOTHER'S MOTION TO SET ASIDE TERMINATION OF
PARENTAL RIGHTS JUDGMENT

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Appendix A (2)

FILED: June 23, 2022

IN THE COURT OF APPEALS OF THE STATE OF OREGON

In the Matter of M. M. M., a Child.

DEPARTMENT OF HUMAN SERVICES,
Petitioner-Respondent,

v.

J. M.,
Appellant.

Washington County Circuit Court
20JU00685

A177561

Theodore E. Sims, Judge.

Submitted on June 02, 2022.

Before Ortega, Presiding Judge, and Powers, Judge, and Hellman, Judge.

Attorney for Appellant: Holly Telerant.

Attorney for Respondent: Erin K. Galli.

AFFIRMED WITHOUT OPINION

DESIGNATION OF PREVAILING PARTY AND AWARD OF COSTS

Prevailing party: Respondent

No costs allowed.
 Costs allowed, payable by

Appendix B

IN THE SUPREME COURT OF THE STATE OF OREGON

In the Matter of M. M. M., a Child.

DEPARTMENT OF HUMAN SERVICES,
Petitioner-Respondent,
Respondent on Review,

v.

J. M.,
Appellant,
Petitioner on Review.

EXPEDITED TERMINATION OF PARENTAL RIGHTS CASE

Court of Appeals
A177561

S069693

ORDER DENYING REVIEW

Upon consideration by the court.

The court has considered the petition for review and orders that it be denied.



MARTHA L. WALTERS
CHIEF JUSTICE, SUPREME COURT
9/1/2022 9:39 AM

Balmer, J., not participating.

c: Erin Galli
Thomas A Goldman
Holly Tolerant

rtd

ORDER DENYING REVIEW

REPLIES SHOULD BE DIRECTED TO: State Court Administrator, Records Section,
Supreme Court Building, 1163 State Street, Salem, OR 97301-2563

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Appendix C

IN THE COURT OF APPEALS OF THE STATE OF OREGON

In the Matter of M.L.M.

DEPARTMENT OF HUMAN SERVICES,
Petitioner-Respondent,

v.

JADA MARCUM,
Appellant.

Washington County Circuit Court
20JU00685

A177561

APPELLATE JUDGMENT

Theodore E. Sims, Judge.

Submitted on June 02, 2022.

Before Ortega, Presiding Judge; Powers, Judge; and Hellman, Judge.

Attorney for Appellant: Holly Tolerant.

Attorney for Respondent: Erin K. Galli.

AFFIRMED WITHOUT OPINION

DESIGNATION OF PREVAILING PARTY AND AWARD OF COSTS

Prevailing party: Respondent.
allowed.

No costs

Appellate Judgment
Effective Date: September 26, 2022

COURT OF APPEALS
(seal)

aja

APPELLATE JUDGMENT

REPLIES SHOULD BE DIRECTED TO: State Court Administrator, Records Section,
Supreme Court Building, 1163 State Street, Salem, OR 97301-2563
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Appendix d

**Additional material
from this filing is
available in the
Clerk's Office.**