

**Filed 2/8/11 by Clerk of Supreme Court  
IN THE SUPREME COURT  
STATE OF NORTH DAKOTA**

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2011 ND 14

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Interest of J.W., a Child

Kendra Cassavant,

Petitioner and Appellee

v.

J.W., a child; A.W., Mother;  
C.W., Father; Vicky Altringer,  
Guardian Ad Litem; Executive  
Director, ND Department of  
Human Services,

Respondents

C.W., Father, and A.W., Mother,

Appellants

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No. 20100376

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Appeal from the Juvenile Court of Morton County, South Central Judicial District, the Honorable David E. Reich, Judge.

AFFIRMED.

Per Curiam.

Brian D. Grosinger (argued), Jackson J. Lofgren (on brief), and Gabrielle J. Goter (appeared), Assistant State's Attorneys, Morton County Courthouse, 210 2nd Avenue NW, Mandan, ND 58554, for petitioner and appellee.

Carey A. Goetz (argued), 316 N. 5th Street, P.O. Box 1695, Bismarck, ND 58502-1695, for respondent and appellant C.W.

Kevin McCabe (argued), Office of the Public Defender, 135 Sims, Suite 221, Dickinson, ND 58601, for respondent and appellant A.W.

**Interest of J.W., a child**

**No. 20100376**

**Per Curiam.**

[¶1] A.W. (mother) and C.W. (father) appeal from a juvenile court order terminating their parental rights to J.W., a minor child. A judicial referee made findings of fact, and those findings were adopted by the district judge in its order. The court found J.W. was a deprived child with the conditions and causes of deprivation likely to continue, and J.W. would probably suffer physical, mental, moral, or emotional harm. The court also found A.W. and C.W. abandoned J.W. by failing to communicate with her or provide for the care and support of J.W. as required by law. A.W. argues the court erred in finding the causes and conditions of deprivation were likely to continue, and termination of her parental rights was not necessary. C.W. argues the court erred in terminating his rights based on his relationship with A.W., and there was no evidence deprivation would likely continue because of him. We summarily affirm under N.D.R.App.P. 35.1(a)(2).

[¶2] Gerald W. VandeWalle, C.J.  
Carol Ronning Kapsner  
Dale V. Sandstrom  
Daniel J. Crothers  
Mary Muehlen Maring