

NO. 23183¹

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

In the Interest of JANE DOE, Born on April 26, 1995
(NO. 23183 (FC-S NO. 98-05461))

In the Interest of JOHN DOE, Born on January 18, 1990
(NO. 23184 (FC-S NO. 91-02023))

In the Interest of JOHN DOE, Born on May 28, 1992
(NO. 23185 (FC-S NO. 98-05460))

In the Interest of JOHN DOE, Born on March 6, 1998
(NO. 23187 (FC-S NO. 98-05462))

APPEAL FROM THE FAMILY COURT OF THE FIRST CIRCUIT
(FC-S NO. 98-05461, FC-S NO. 91-02023,
FC-S NO. 98-05460, and FC-S NO. 98-05462)

SUMMARY DISPOSITION ORDER

(By: Moon, C.J., Levinson, Nakayama, Ramil, and Acoba, JJ.)

Father-Appellant appeals from the first circuit family court's December 16, 1999 order awarding permanent foster custody to the Department of Human Services (DHS) and December 22, 1999 order denying Father's motion for reconsideration. On appeal, Father argues that: (1) the DHS did not demonstrate reasonable efforts to reunify the children with Father; (2) the permanent plan is not in the best interest of the children; and (3) the

¹ By order dated May 1, 2000, this court consolidated Nos. 23183, 23184, 23185, and 23187 under 23183.

family court abused its discretion by denying Father's motion for reconsideration.

Upon careful review of the record and briefs submitted by the parties and having given due consideration to the arguments advanced and the issues raised therein, we hold that: (1) the family court did not err by finding that the DHS demonstrated reasonable efforts to reunify the children with Father; (2) the family court's conclusion that the permanent plan was in the best interest of the children is not clearly erroneous; and (3) the family court did not abuse its discretion by denying Father's motion for reconsideration. Therefore,

IT IS HEREBY ORDERED that the judgment of the family court from which this appeal is taken is affirmed.

DATED: Honolulu, Hawai'i, March 21, 2001.

On the briefs:

Richard S. Kawana
for Father-Appellant

Catherine A. Kendrick and
Mary Anne Magnier, Deputy
Attorneys General,
for Department of Human
Services-Appellee