

## NOT DESIGNATED FOR PUBLICATION

No. 103,437

IN THE COURT OF APPEALS OF THE STATE OF KANSAS

IN THE MATTER OF THE ADOPTION OF  
J.D.B.

## MEMORANDUM OPINION

Appeal from Butler District Court; DAVID A. RICKE, judge. Opinion filed April 22, 2010.

Affirmed.

*Joshua S. Andrews*, of Cami R. Baker & Associates, P.A., of Augusta, for appellant.

*Richard J. Peckam*, of Andover, for appellee.

Before RULON, C.J., GREENE, J., and LARSON, S.J.

*Per Curiam*: Natural father of J.D.B., appeals the district court's termination of his parental rights, challenging the sufficiency of the evidence and suggesting the district court based its decision on the best interests of the child "as a stand-alone basis." We review the district's court finding to determine whether, after review of all the evidence, viewed in the light most favorable to the prevailing party, we are convinced a rational factfinder could have found the determination to be highly probable—that is, supported by clear and convincing evidence. *In re B.D.-Y.*, 286 Kan. 686, 705-06, 187 P.3d 594 (2008).

After our thorough review of the record and the district court's journal entry of judgment, we conclude the district court found the father unfit under K.S.A. 2009 Supp. 38-2269(b)(8), and did not rely solely on an analysis of the best interests of the child. The court properly made its findings "by clear and convincing evidence" and duly

considered the best interests of the child. We are convinced that these findings were adequately supported by clear and convincing evidence, and the district court's journal entry fully explains the basis for the decision.

Affirmed under Rule 7.042(d) and (e) (2009 Kan. Ct. R. Annot. 58).