

IN THE COURT OF APPEALS OF THE
STATE OF OREGON

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

DEPARTMENT OF HUMAN SERVICES,
Petitioner-Respondent,

v.

D. M.,
aka D. D. R. M.,
and J. K.,
Appellants.

Deschutes County Circuit Court
18JU06440; A175022

Alicia N. Sykora, Judge.

Argued and submitted May 12, 2021.

Kristen G. Williams argued the cause and filed the brief for appellant D. M.

George W. Kelly argued the cause and filed the brief for appellant J. K.

Inge D. Wells, Assistant Attorney General, argued the cause for respondent. Also on the brief were Ellen F. Rosenblum, Attorney General, and Benjamin Gutman, Solicitor General.

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

PER CURIAM

Reversed and remanded.

PER CURIAM

In this juvenile dependency case, mother and father appeal from a judgment terminating wardship and dismissing dependency jurisdiction over their child, A. This case is one of four related cases involving mother, father, A, and mother's child, O. The Department of Human Services (DHS) had wardship of A and O, and they were placed in foster care. Mother's father (grandfather) sought to be the guardian of A and O through a probate guardianship. Mother and father opposed that guardianship. Ultimately, the juvenile court changed A's and O's permanency plans from reunification to guardianship, appointed grandfather as their guardian through the probate code, and terminated wardship and dismissed dependency jurisdiction of A and O. In the companion case addressing the guardianship of A, *Keffer v. A. R. M.*, 313 Or App 503, ___ P3d ___ (2021), issued on this date, we conclude that the juvenile court did not have the authority to appoint grandfather as A's guardian through the probate code, and, accordingly, we reversed and remanded the limited judgment of guardianship. DHS concedes that, if we reverse the guardianship judgments for A and O, the judgments terminating wardship and dismissing dependency jurisdiction must also be reversed. We agree with that concession. Because the juvenile court's dismissal of its dependency jurisdiction over A was dependent upon her placement with grandfather as her guardian, we also reverse and remand the judgment terminating wardship and dismissing dependency jurisdiction.

Reversed and remanded.