

**FILED: May 02, 2012**

IN THE COURT OF APPEALS OF THE STATE OF OREGON

In the Matter of  
L. H., a Child.

DEPARTMENT OF HUMAN SERVICES,  
Petitioner-Respondent,

v.

E. D. H.,  
Appellant.

Douglas County Circuit Court  
1000271

Petition Number  
10JU188

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In the Matter of  
E. H., a Child.

DEPARTMENT OF HUMAN SERVICES,  
Petitioner-Respondent,

v.

E. D. H.,  
Appellant.

Douglas County Circuit Court  
1000272

Petition Number  
10JU188

A149994

William A. Marshall, Judge.

Submitted on March 21, 2012.

Peter Gartlan, Chief Defender, and Kimberlee Petrie Volm, Deputy Public Defender, Appellate Division, Office of Public Defense Services, filed the brief for appellant.

John R. Kroger, Attorney General, Anna M. Joyce, Solicitor General, and Justice J. Rillera, Assistant Attorney General, filed the brief for respondent.

Before Armstrong, Presiding Judge, and Haselton, Chief Judge, and Duncan, Judge.

PER CURIAM

Reversed and remanded.

1 PER CURIAM

2 In this dependency case, mother appeals judgments of the juvenile court  
3 changing the permanency plans for her children, L and E, from reunification to adoption.  
4 Mother raises two issues, one of which is that the court erred in not allowing her to testify  
5 by telephone at the permanency hearing. We reject that argument without discussion.  
6 See ORS 45.400(2) (motion to testify by telephone requires written notice to other parties  
7 to the proceeding). Mother also contends that the court erred in failing to include in the  
8 judgments the determinations required under ORS 419B.476(5)(a), including a  
9 description of the efforts of the Department of Human Services toward implementing the  
10 plan of reunification. The state concedes that error, and we agree. *State ex rel DHS v. M.*  
11 *A. (A139693)*, 227 Or App 172, 205 P3d 36 (2009). Accordingly, we accept the state's  
12 concession and reverse and remand the judgments for the juvenile court to remedy those  
13 defects.

14 Reversed and remanded.