IN THE SUPREME COURT OF THE STATE OF NEVADA

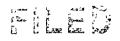
IN THE MATTER OF THE PARENTAL RIGHTS AS TO R. W. E., II, AND G. A. E.

ROBERT E.. Appellant,

VS.

THE STATE OF NEVADA DEPARTMENT OF HUMAN RESOURCES. DIVISION OF CHILD AND FAMILY SERVICES. Respondent.

No. 38533



MAR 0 4 2003



ORDER OF AFFIRMANCE

This is an appeal from the district court's order terminating the parental rights of Robert W. E.

Robert first argues that there is insufficient evidence to support the district court's finding of parental fault and conclusion that termination was in the children's best interests. We conclude, however, that substantial evidence supports the district court's order terminating parental rights.1

Robert next argues that the presumptions in NRS 128.109 are unconstitutional. We conclude that this argument lacks merit.

SUPREME COURT NEVADA

¹Matter of Parental Rights as to N.J., 116 Nev. 790, 795, 8 P.3d 126, 129 (2000) (observing that this court will uphold the district court's order terminating parental rights provided substantial evidence supports that the district court's conclusion was established by clear and convincing evidence).

Accordingly, we

ORDER the judgment of the district court AFFIRMED.

Maupin OO

J.

Gibbons

cc: Hon. Gerald W. Hardcastle, District Judge, Family Court Division Connolly & Fujii Attorney General Brian Sandoval/Las Vegas Clark County Clerk