

NOT TO BE PUBLISHED IN THE OFFICIAL REPORTS

California Rules of Court, rule 8.1115(a), prohibits courts and parties from citing or relying on opinions not certified for publication or ordered published, except as specified by rule 8.1115(b). This opinion has not been certified for publication or ordered published for purposes of rule 8.1115.

**IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIFTH APPELLATE DISTRICT**

In re BRENDA S., a Person Coming Under the
Juvenile Court Law.

FRESNO COUNTY DEPARTMENT OF
SOCIAL SERVICES,

Plaintiff and Respondent,

v.

LAURIE P. et al.,

Defendants and Respondents.

BRENDA S.,

Appellant.

F070933

(Super. Ct. No. 13CEJ300207-3)

OPINION

THE COURT*

APPEAL from orders of the Superior Court of Fresno County. Mary Dolas,
Commissioner.

M. Elizabeth Handy, under appointment by the Court of Appeal, for Appellant.

Linda J. Conrad, under appointment by the Court of Appeal, for Defendant and
Respondent, Laurie P.

* Before Gomes, Acting P.J., Detjen, J. and Peña, J.

Seth F. Gorman, under appointment by the Court of Appeal, for Defendant and Respondent, Jerald S.

Daniel C. Cederborg, County Counsel, and David F. Rodriguez, Deputy County Counsel, for Plaintiff and Respondent.

-ooOoo-

Brenda S., a juvenile dependent, appeals from the February 4, 2015 juvenile court dispositional order granting her mother, Laurie (hereafter “mother”), reunification services. In ordering services for mother, the juvenile court rejected the recommendation of the Fresno County Department of Social Services that mother be denied services pursuant to Welfare and Institutions Code section 361.5, subdivision (b)(11),¹ as the department failed to satisfy its burden of proving by clear and convincing evidence that mother had not made reasonable efforts to treat the problems that led to the removal of Brenda’s sibling in a prior dependency case.

In briefing filed with this court, Brenda challenges only the order of reunification services, arguing the juvenile court erred as a matter of law when it declined to find section 361.5, subdivision (b)(11) applicable to mother. Brenda asks this court to reverse the order for reunification services and remand the matter to the juvenile court with instructions that it enter an order terminating mother’s services. On September 1, 2015, while this appeal was pending, the juvenile court held a six-month review hearing at which it terminated mother’s reunification services as to Brenda and set a section 366.26 hearing for December 15, 2015.

By a letter dated November 16, 2015, this court notified the parties that it was considering dismissing the appeal as moot because it could not render any effectual relief in light of the subsequent order. This court invited the parties to file supplemental briefing on (1) the propriety of taking judicial notice of the juvenile court’s September 1,

¹ All further statutory references are to the Welfare and Institutions Code.

2015 minute order, and (2) whether Brenda's challenge to the juvenile court's order granting reunification services is now moot. The parties were advised that failure to respond would result in dismissal of the appeal as moot. No supplemental briefing was filed.

In light of the foregoing, this court takes judicial notice of the juvenile court's September 1, 2015 minute order and dismisses the appeal as moot.

DISPOSITION

The appeal is dismissed.