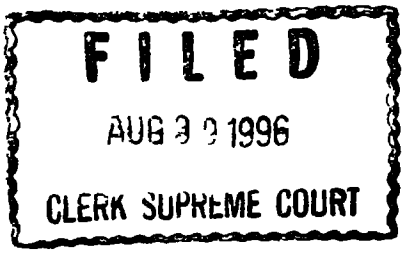
IN THE COURT OF APPEALS OF IOWA

No. 6-351 / 95-1874



IN THE INTEREST OF K.K. and A.K., Minor Children,

STATE OF IOWA,
Appellant.

Appeal from the Iowa District Court for Jefferson County, Gene W. Glenn, Associate Juvenile Judge.

The State appeals from a district court's dispositional order in a CINA proceeding continuing placement of the minor children with their mother without ordering further counseling and scheduling additional visitation with the children's father. **AFFIRMED BY OPERATION OF LAW.**

Thomas J. Miller, Attorney General, and Diane M. Stahle, Special Assistant Attorney General, for appellant.

Steven Gardener of Kiple, Kiple, Denefe, Beaver & Gardener, Ottumwa, for appellee mother.

Sarah W. Cochran of Foss, Kuiken & Gookin, P.C., Fairfield, for minor children.

Considered en banc.

PER CURIAM.

The court being equally divided, the judgment is affirmed by operation of law. Iowa Code § 602.5106(1) (1995).

AFFIRMED.

For affirmance: Sackett, C.J., and Streit and Vogel, JJ.

For reversal: Habhab, Cady and Huitink, JJ.