

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of CODY ALLEN WOODBURY,
Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

DENISE SIEKIERK,

Respondent-Appellant.

UNPUBLISHED

July 11, 1997

No. 199453

Isabella Probate Court

LC No. 95-000233-NA

Before: Cavanagh, P.J., and Doctoroff and D.A. Teeple*, JJ.

MEMORANDUM.

Respondent appeals as of right from the probate court order terminating her parental rights to the minor child under MCL 712A.19b(3)(c)(i), (g) and (j); MSA 27.3178(598.19b) (3)(c)(i), (g) and (j). We affirm. This case has been decided without oral argument pursuant to MCR 7.214(E).

The probate court did not clearly err in finding that the statutory grounds for termination were established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Further, respondent failed to show that termination of her parental rights was clearly not in the child's best interests. *In re Hall-Smith*, ___ Mich App ___; ___ NW2d ___ (Docket No. 195833, issued 3/25/97), slip op p 3. Thus, the probate court did not err in terminating respondent's parental rights to the child. MCL 712A.19b(5); MSA 27.3178(598.19b)(5). Moreover, the probate court did not deny respondent's right to be present at the termination hearing. Respondent had notice of the termination hearing but did not appear. MCR 5.973(A)(3)(b), (c); *In re Vasquez*, 199 Mich App 44, 49; 501 NW2d 231 (1993).

*Circuit judge, sitting on the Court of Appeals by assignment.

Affirmed.

/s/ Mark J. Cavanagh
/s/ Martin M. Doctoroff
/s/ Donald A. Teeple