

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of CHRYSTAL WALLACE,
VINSON MARCUS WALLACE and DAVID
MICHAEL HALLETT, Minors

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

MARK WALLACE,

Respondent-Appellant,

and

GENI WALLACE,

Respondent.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

GENI WALLACE,

Respondent-Appellant,

and

MARK WALLACE,

UNPUBLISHED
October 10, 1997

No. 199373
Oakland Juvenile Court
LC No. 94-058771-NA

No. 199695
Oakland Juvenile Court
LC No. 94-058771-NA

Respondent.

Before: Doctoroff, P.J., and Cavanagh and Saad, J.J.

MEMORANDUM.

Respondent Mark Wallace's parental rights to Chrystal Wallace and Vinson Wallace were terminated pursuant to MCL 712A.19b(3)(c)(i); MSA 27.3178(598.19b)(3)(c)(i), and respondent Geni Wallace's parental rights to Chrystal Wallace, Vinson Wallace and David Hallett were also terminated pursuant to MCL 712A.19b(3)(c)(i); MSA 27.3178 (598.19b)(3)(c)(i). Respondents filed separate appeals as of right, which were consolidated for our review. We affirm.

The juvenile court did not err in finding that 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); *In re Hall-Smith*, 222 Mich App 470; 564 NW2d 156 (1997).

Moreover, once a statutory ground for termination has been met by clear and convincing evidence, MCL 712A.19b(5); MSA 27.3178(598.19b)(5) requires a parent to put forth at least some evidence that termination is clearly not in the child's best interest. *In re Hall-Smith, supra*. Absent any evidence addressing this issue by the parent, termination of parental rights is mandatory. *Id.* In this case, respondents failed to put forth any evidence from which the juvenile court could conclude that termination was clearly not in the minor children's best interest. Hence, the court's decision to terminate respondents' parental rights was in conformity with the requirements of MCL 712A.19b(5); MSA 27.3178(598.19b)(5).

Affirmed.

/s/ Martin M. Doctoroff

/s/ Mark J. Cavanagh

/s/ Henry W. Saad