

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of BLAIR DARLENE AUSTIN and
NIKITA LYNN AUSTIN, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

BUTCH LEE AUSTIN,

Respondent-Appellant,

and

SANDRA MARTIN,

Respondent.

UNPUBLISHED

November 4, 1997

No. 202705

Kalamazoo Juvenile Court

LC No. 95-000077

Before: Holbrook, Jr., P.J., and Michael J. Kelly and Gribbs, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the juvenile court order terminating his parental rights to the minor children under MCL 712A.19b(3)(c)(i); MSA 27.3178(598.19b) (3)(c)(i). We affirm.

The juvenile court did not err in finding that statutory ground for termination was 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, respondent-appellant failed to put forth any evidence from which the juvenile court could conclude that termination was clearly not in the children's best interests. Hence, the court's decision to terminate respondent-

appellant's parental rights was in conformity with the requirements of MCL 712A.19b(5); MSA 27.3178(598.19b)(5). *In re Hall-Smith, supra*.

Affirmed.

/s/ Donald E. Holbrook, Jr.

/s/ Michael J. Kelly

/s/ Roman S. Gibbs