

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of ALEX JOSEPH VANHOOSE,
Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

TODD VANHOOSE,

Respondent-Appellant.

UNPUBLISHED

March 24, 1998

No. 205120

Calhoun Juvenile Court

LC No. 96-000671 NA

Before: Fitzgerald, P.J., and Hood and Sawyer, JJ.

MEMORANDUM.

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

Respondent does not dispute that the statutory grounds for termination of his rights were proven by clear and convincing evidence. Rather, he argues that termination of his rights was not in the minor child's best interests. The juvenile court did not clearly err in deciding that termination of respondent's rights was in the child's best interests. *In re Hamlet (After Remand)*, 225 Mich App 505, 515; ___ NW2d ___ (1997); *In re Hall-Smith*, 222 Mich App 470, 471-473; 564 NW2d 156 (1997). Although respondent came forward with a plan for a guardianship over the child, petitioner provided the court with evidence that adoption, rather than guardianship, by the child's grandmother was preferable. Respondent was still serving time in prison and it was unclear when he would be released. Even after his release from prison, respondent still needed to complete a treatment plan. The minor child needed permanence in his life and could not wait for respondent.

Affirmed.

/s/ E. Thomas Fitzgerald

/s/ Harold Hood

/s/ David H. Sawyer

