

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of RONALD MILES HESSE
and GREGORIE GAIL HESSE, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

LISA CUYLER,

Respondent-Appellant.

UNPUBLISHED
February 9, 1999

No. 212185
Midland Circuit Court
Family Division
LC No. 97-010187 NA

Before: Murphy, P.J., and MacKenzie and Talbot, JJ.

MEMORANDUM.

Respondent appeals by delayed leave granted from a juvenile court order terminating her parental rights to the minor children under MCL 712A.19b(3)(c)(i) and (j); MSA 27.3178(598.19b)(3)(c)(i) and (j). We affirm.

Although we agree that § 19b(3)(c)(i) was inapplicable where respondent's parental rights were terminated at the initial dispositional hearing, we conclude that the family court did not clearly err in finding that termination was warranted under § 19b(3)(j). MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Further, because respondent failed to show that termination of her parental rights was clearly not in the children's best interests, MCL 712A.19b(5); MSA 27.3178(598.19b)(5), the family court did not err in terminating her parental rights to the children. *In re Hall-Smith*, 222 Mich App 470, 472-473; 564 NW2d 156 (1997). Finally, we conclude that respondent has not demonstrated any basis for disturbing the family

court's decision to terminate her parental rights at the initial dispositional hearing. MCR 5.974(D).

Affirmed.

/s/ William B. Murphy

/s/ Barbara B. MacKenzie

/s/ Michael J. Talbot