

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of MARQUAN HOARD and
MARQUARIUS HOARD, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

SHOLONDA CLEVELAND,

Respondent-Appellant

and

FRED HOARD,

Respondent.

UNPUBLISHED

February 12, 1999

No. 212813

Jackson Juvenile Court

LC No. 94-018302 NA

Before: Gribbs, P.J., and Saad and P. H. Chamberlain,* JJ.

MEMORANDUM.

Respondent-appellant (“respondent”) appeals as of right from a juvenile court order terminating her parental rights to the minor children 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 is being decided without oral argument pursuant to MCR 7.214(E).

The evidence indicated that respondent failed to comply with the parent-agency agreement. The juvenile 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; 445 NW2d 161 (1989).

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

Further, respondent failed to show that termination of her parental rights was clearly not in the children's best interests. MCL 712A.19(b)(5); MSA 27.3178(598.19b)(5); *In re Hall-Smith*, 222 Mich App 470, 472; 564 NW2d 156 (1997). Contrary to respondent's argument, the juvenile court did not improperly shift the burden of proof on this issue. See *In re Hamlet (After Remand)*, 225 Mich App 505, 522-523; 571 NW2d 750 (1997). Thus, the juvenile court did not err in terminating respondent's parental rights to the children. *In re Hall-Smith, supra* at 472.

Affirmed.

/s/ Roman S. Gibbs

/s/ Henry William Saad

/s/ Paul H. Chamberlain