

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of KRISTAL MARIE SZERLAG and
IRENE ALMA SZERLAG, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

ANNETTE MARIE SZERLAG,

Respondent-Appellant,

and

JOHN JACQUES SZERLAG, a/k/a JACQ
SZERLAG, and NORMAN DEMOTT,

Respondents.

UNPUBLISHED
November 5, 1999

No. 213634
Wayne Juvenile Court
LC No. 86-257253

Before: Whitbeck, P.J., and Gribbs and White, JJ.

MEMORANDUM.

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.

Respondent's claim that the trial court failed to comply with certain provisions of MCR 5.980(D) is not properly before this Court because she does not address how the trial court erred when it determined that the children do not come within the purview of the Indian Child Welfare Act, 25 USC

1901 *et seq.*, in light of the reasons the court articulated for its decision. *Roberts & Son Contracting, Inc v North Oakland Development Corp*, 163 Mich App 109, 113; 413 NW2d 744 (1987).

Respondent also 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); *In re Hall-Smith*, 222 Mich App 470, 472-473; 564 NW2d 156 (1997). Thus, the juvenile court did not err in terminating respondent's parental rights to the children. *Id.*¹

Affirmed.

/s/ William C. Whitbeck

/s/ Roman S. Gibbs

/s/ Helene N. White

¹ Respondent-appellant does not challenge the trial court's determination that clear and convincing evidence existed to support termination of her parental rights under §§ 19(b)(3)(c)(i), (g) and (j). Accordingly, we may "assume" that the trial court did not clearly err in finding clear and convincing evidence of those statutory grounds. *In re JS & SM*, 231 Mich App 92, 98-99; 585 NW2d 326 (1998).