

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of LAUREN WARE and DESHAUN D.
WARE, a/k/a DESHAUN KELLY, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

JUAN KELLY and JACQUELINE WARE,

Respondents-Appellants,

and

TONI BAILEY,

Respondent.

UNPUBLISHED

December 3, 1999

Nos. 215148; 215301

Wayne Circuit Court

Family Division

LC No. 97-358400

Before: Jansen, P.J., and Hoekstra and J. R. Cooper*, JJ.

MEMORANDUM.

In these consolidated appeals, respondents-appellants appeal as of right from an order assuming temporary jurisdiction over the minor children. We affirm.

Respondents argue that the trial court erred in admitting various out-of-court statements made by Lauren implicating respondent-father in various acts of sexual abuse committed against her. We disagree. After reviewing the record, we conclude that the trial court did not err in determining that the nature and circumstances surrounding the statements provide adequate indicia of trustworthiness, and that there was sufficient corroborative evidence of the alleged acts to justify admission of the statements under MCR 5.972(C)(2). *In re Brimer*, 191 Mich App 405; 478 NW2d 689 (1991).

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

Affirmed.

/s/ Kathleen Jansen

/s/ Joel P. Hoekstra

/s/ Jessica R. Cooper