

**STATE OF MICHIGAN**  
**COURT OF APPEALS**

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In the Matter of LEGEND DENZEL JEMISON,  
Minor.

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FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

LADAWN BANKS,

Respondent-Appellant,

and

CHESTER JEMISON,

Respondent.

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UNPUBLISHED

April 18, 2000

No. 218880

St. Clair Circuit Court

Family Division

LC No. 98-004506-NA

Before: Gribbs, P.J., and Doctoroff and T.L. Ludington\*, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the family court order terminating her parental rights to the minor child under MCL 712A.19b(3)(g), (i) and (j); MSA 27.3178(598.19b)(3)(g), (i) and (j). We affirm.

The family court did not clearly err in finding that the statutory grounds for termination were established by clear and convincing evidence.<sup>1</sup> MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Further, respondent-appellant failed to show that termination of her parental rights was clearly not in the child'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).

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

Thus, the family court did not err in terminating respondent-appellant's parental rights to the child.

Affirmed.

/s/ Roman S. Gibbs

/s/ Martin M. Doctoroff

/s/ Thomas L. Ludington

<sup>1</sup> Respondent also argues that it was improper to terminate her parental rights under MCL 712A.19b(3)(l); MSA 27.3178(598.19b)(3)(l) because that subsection is unconstitutional. Although termination was requested under § 19b(3)(l), the record does not indicate that the family court relied on that subsection as a basis for termination. Therefore, it is unnecessary to address this issue.