

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of DEASIA ASHFORD, Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

NANCY ASHFORD,

Respondent-Appellant,

and

MICHAEL COOPER,

Respondent.

UNPUBLISHED

August 8, 2000

No. 223311

Muskegon Circuit Court

Family Division

LC No. 98-026484-NA

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

MEMORANDUM.

Respondent-appellant appeals as of right from a family court order terminating her parental rights to the minor child pursuant to MCL 712A.19b(3)(a)(ii), (c)(i) and (g); MSA 27.3178(598.19b)(3)(a)(ii), (c)(i) and (g).¹ We affirm.

The family 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, 337; 445 NW2d 161 (1989). Pursuant to MCL 712A.19b(5); MSA 27.3178(598.19b)(5) termination of

¹ Termination of parental rights was also sought under MCL 712A.19b(3)(j); MSA 27.3178(598.19b)(3)(j). The court's findings do not clearly indicate that the court relied on that subsection as a basis for termination.

parental rights was required unless the court found that termination was clearly not in the child's best interest. *In re Trejo*, ___ Mich ___; ___ NW2d ___ (No. 112528, issued 7/5/2000) slip op p 27. On this record, we do not conclude that the court's finding was clearly erroneous or that termination was clearly not in the child's best interest. Accordingly, the court did not err in terminating respondent's parental right to the child. *Id.*

Affirmed.

/s/ William B. Murphy

/s/ Michael J. Kelly

/s/ Michael J. Talbot