

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of JONATHAN COLBY-
ALEXANDER MCQUEEN, NICHOLAS ARON-
GREY MCQUEEN, CASSIDY AMBER RAE
MCQUEEN, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

MICHELLE LYNN BARKOW MCQUEEN,

Respondent,

and

SEAN DALE MCQUEEN,

Respondent-Appellant.

UNPUBLISHED

August 11, 2000

No. 222567

Wayne Circuit Court

Family Division

LC No. 97-357991

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

MEMORANDUM.

Respondent-appellant appeals as of right from the family court's order terminating his 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 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). Further, respondent-appellant failed to show that that termination of his parental rights was clearly not in the children's best interests. Pursuant to MCL 712A.19b(5); MSA 27.3178(598.19b)(5) termination of parental rights was required unless the court found that termination

was clearly not in the children'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 children's best interest. Accordingly, the court did not err in terminating respondent's parental right to the children. *Id.*

Affirmed.

/s/ William B. Murphy

/s/ Michael J. Kelly

/s/ Michael J. Talbot