

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of MARSHALL TYRONE
RAYNELL BURNS, DUNIELL NATHIEL
ROBINSON, LAQUITA DANIELLE ROBINSON,
BRANDON MARTEZ ROBINSON, QUENTIN
NATHIEL BOWDEN, JR AND BRITTINY
LATRICE JONES, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

MARSHALL BURNS,

Respondent-Appellant.

and

BRANDON JONES,

Respondent.

UNPUBLISHED

January 23, 2001

No. 223894

Wayne Circuit Court

Family Division

LC No. 98-367148

Before: Saad, P.J. and Griffin and R. B. Burns*, JJ.

MEMORANDUM.

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

Respondent-appellant's claim that the court's factual findings are deficient is without merit. The court was not required to affirmatively find that termination was in the child's best interests. *In re Trejo*, 462 Mich 341, 357; 612 NW2d 407 (2000). Moreover, the court specifically found that termination was clearly not contrary to the child's best interests, relying

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

on the length of time he was in foster care, necessity for permanent planning and the fact that respondent had shown no interest in caring for the child or providing for his welfare. The court also noted that respondent-appellant had not shown any commitment to a reunification plan.

Moreover, respondent-appellant's claim that the court's questioning deprived him of a fair trial is also without merit. The court was entitled to call and examine defendant and other witnesses since it apparently felt that the evidence had not been fully developed. MCR 5.923.

Affirmed.

/s/ Henry William Saad
/s/ Richard Allen Griffin
/s/ Robert B. Burns