

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of SHALAY ANN SIMMONS
and FRANKIE JAMAL WHITE, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

FRANK SIMMONS,

Respondent-Appellant,
and

SHELLEY ANN LARKIN and FRANK WHITE,

Respondents.

UNPUBLISHED
July 13, 2001

No. 222538
Wayne Circuit Court
Family Division
LC No. 92-297629

Before: Saad, P.J., and Holbrook, Jr., and Murphy, JJ.

MEMORANDUM.

Respondent-appellant appeals by delayed leave granted from the family court order terminating his parental rights to the minor child, Shalay Ann Simmons, under MCL 712A.19b(3)(c)(i) and (i). We affirm.

Although respondent-appellant argues that support for termination under § 19b(3)(c)(i) was not established by clear and convincing evidence, he does not challenge the family court's determination that termination was warranted pursuant to § 19b(3)(i). Due to neglect, respondent-appellant's parental rights to another child were terminated on May 10, 1995, after efforts to rehabilitate respondent-appellant were unsuccessful. Thus, the family court did not clearly err in finding that § 19b(3)(i) was established by clear and convincing evidence. Because only one statutory ground is required to terminate parental rights, we affirm the family court's decision. *In re Trejo*, 462 Mich 341, 352; 612 NW2d 407 (2000).

Affirmed.

/s/ Henry William Saad
/s/ Donald E. Holbrook, Jr.
/s/ William B. Murphy