

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of STEPHANIE BAKER, Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

SCOTT CENTOFANTI,

Respondent-Appellant,

and

MARY BAKER and TOMMY SNYDER,

Respondents.

UNPUBLISHED

August 28, 2001

No. 222418

Calhoun Circuit Court

Family Division

LC No. 98-000231-NA

Before: Fitzgerald, P.J., and Gage and C. H. Miel*, JJ.

MEMORANDUM.

Respondent-appellant, Stephanie's father, appeals as of right from the family court order terminating his parental rights to the minor child under MCL 712A.19b(3)(c)(i), (g) 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. The history, nature and duration of respondent's incarceration renders him unable to properly care for his daughter. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Further, the evidence did not show that termination of respondent-appellant's parental rights was clearly not in the child's best interests.

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

MCL 712A.19b(5). *In re Trejo*, 462 Mich 341, 356-357; 612 NW2d 407 (2000). Thus, the family court did not err in terminating respondent-appellant's parental rights to the child.

Affirmed.

/s/ E. Thomas Fitzgerald

/s/ Hilda R. Gage

/s/ Charles H. Miel