

STATE OF MICHIGAN  
COURT OF APPEALS

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In the Matter of J.B., K.B. and N.B., Minors.

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FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

THOMAS F. BRENNAN,

Respondent-Appellant

and

LUCINDA BRENNAN,

Respondent.

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UNPUBLISHED

September 17, 2002

No. 239059

St. Clair Circuit Court

Family Division

LC No. 01-000419-NA

Before: Whitbeck, C.J., and Sawyer and Kelly, JJ.

MEMORANDUM.

Respondent appeals as of right the trial court's order terminating his parental rights to his minor children pursuant to MCL 712A.19b(3)(b)(i) & (k)(ii).<sup>1</sup> We affirm. This appeal is being decided without oral argument pursuant to MCR 7.214(E).

After reviewing the evidence presented, we find that the trial court did not clearly err in finding that §§ 19b(3)(b)(i) and (k)(ii) were established by clear and convincing evidence. MCR 5.974(I); *In re Sours*, 459 Mich 624, 633; 593 NW2d 520 (1999). The evidence did not show that termination of respondent's parental rights was clearly not in the children's best interests. MCL 712A.19b(5). *In re Trejo*, 462 Mich 341, 353-354; 612 NW2d 407 (2000). Thus, the trial court did not err in terminating respondent's parental rights.

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<sup>1</sup> Respondent Lucinda Brennan is not a party to this appeal.

Affirmed.

/s/ William C. Whitbeck

/s/ David H. Sawyer

/s/ Kirsten Frank Kelly