

STATE OF MICHIGAN  
COURT OF APPEALS

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In the Matter of D.A.H. and M.M.W., Minors.

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FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

DAVID HAKOWSKI,

Respondent-Appellant,

and

JAMIE WACHNER,

Respondent.

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UNPUBLISHED

November 22, 2002

No. 241496

Saginaw Circuit Court

Family Division

LC No. 98-025468

Before: Markey, P.J., and Saad and Smolenski, JJ.

MEMORANDUM.

Respondent-appellant appeals by delayed leave granted the trial court order terminating his parental rights to the minor children under MCL 712A.19b(3)(c)(i), (g), and (j). We affirm.

The trial court did not clearly err in finding that all three statutory grounds were established by clear and convincing evidence with respect to the minor child, DAH, and that §§ (g) and (j) were established by clear and convincing evidence with respect to MMW.<sup>1</sup> 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 children's best interests. MCL 712A.19b(5); *In re Trejo*, 462 Mich 341, 356-357; 612 NW2d 407 (2000). Therefore, the trial court did not err in terminating respondent-appellant's parental rights to the children.

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<sup>1</sup> MCL 712A.19b(3)(c)(i) was inapplicable to the minor child, MMW, because 182 or more days had not elapsed between the date of the initial dispositional order and termination.

Affirmed.

/s/ Jane E. Markey

/s/ Henry William Saad

/s/ Michael R. Smolenski