

STATE OF MICHIGAN  
COURT OF APPEALS

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In the Matter of CARMELITA ROSE SICH and  
JAMES OLIVER SICH, Minors.

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FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

NICHOL LYNN SICH,

Respondent-Appellant.

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UNPUBLISHED

April 22, 2004

No. 250963

Wayne Circuit Court

Family Division

LC No. 98-362281

Before: Cavanagh, P.J., and Murphy and Smolenski, JJ.

MEMORANDUM.

Respondent appeals as of right from the trial court order terminating her parental rights to the minor children under MCL 712A.19b(3)(c)(i), (g), and (j). We affirm.

On appeal, respondent does not challenge the trial court's finding that the statutory grounds were established by clear and convincing evidence, arguing only that termination of her parental rights was contrary to the children's best interests. We find the evidence did not show that termination of respondent's parental rights was clearly not in the best interests of the children. MCL 712A.19b(5); *In re Trejo*, 462 Mich 341, 356-357; 612 NW2d 407 (2000). At the time of the termination hearing, Carmelita was nearly six-years old and James had recently turned four-years old. They had been removed from respondent's care for almost two years. During that time, respondent had not consistently visited the children, had not completed substance abuse treatment, and had been incarcerated twice. She still lacked suitable housing and did not provide proof of a stable income. Therefore, we find that the trial court did not clearly err in terminating her parental rights to the children.

Affirmed.

/s/ Mark J. Cavanagh

/s/ William B. Murphy

/s/ Michael R. Smolenski