

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of AUSTIN MICHAEL HILL,
Minor.

DEPARTMENT OF HUMAN SERVICES,

Petitioner-Appellee,

v

CAROL DIANE HILL,

Respondent-Appellant,

and

JOSEPH VAN SLEET,

Respondent.

UNPUBLISHED

January 29, 2008

No. 279266

Wayne Circuit Court

Family Division

LC No. 05-441678

Before: Beckering, P.J., and Sawyer and Fort Hood, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right the order of the trial court terminating her parental rights to her minor child pursuant to MCL 712A.19b(3)(c)(i) and (g). We affirm. This appeal is being decided without oral argument pursuant to MCR 7.214(E).

The trial court did not clearly err in finding that statutory grounds for termination of respondent-appellant's parental rights had been established. MCR 3.977(J); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). The record indicates that respondent-appellant made strides toward overcoming her alcohol and drug use and engaged in treatment for her mental illness. Nonetheless, respondent-appellant failed to rectify the additional conditions that led to adjudication. Respondent-appellant failed to obtain suitable housing for the child, failed to maintain employment, failed to visit regularly with the child, and failed to demonstrate that she could care for the child given his extensive and life-threatening medical condition. Because the issues that led to adjudication continued to exist, the trial court did not err in determining that termination was proper under subsection (3)(c)(i). Similarly, termination was also proper under subsection (3)(g), as the record indicates that it is unlikely that respondent-appellant will ever be able to provide proper care and custody for the child.

Based on the same clear and convincing evidence, we hold that the record also supports the trial court's finding that termination was not contrary to the best interests of the child. MCL 712A.19b(5); *In re Trejo*, 462 Mich 341, 356-357; 612 NW2d 407 (2000).

Affirmed.

/s/ Jane M. Beckering
/s/ David H. Sawyer
/s/ Karen M. Fort Hood