

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of JEUAN MONTGOMERY, Minor.

DEPARTMENT OF HUMAN SERVICES,

Petitioner-Appellee,

v

JENNIFER MONTGOMERY,

Respondent-Appellant.

UNPUBLISHED

July 9, 2009

No. 289022

Jackson Circuit Court

Family Division

LC No. 07-005885-NA

Before: Wilder, P.J., and Meter and Servitto, JJ.

MEMORANDUM.

Respondent appeals as of right from a circuit court order terminating her parental rights to the minor child pursuant to MCL 712A.19b(3)(c)(i), (g), and (j). We affirm. This appeal has been decided without oral argument pursuant to MCR 7.214(E).

The trial court did not clearly err in finding that statutory grounds for termination were established by clear and convincing evidence. *In re Trejo*, 462 Mich 341, 355-356; 612 NW2d 407 (2000). Respondent had anger management and mental health issues, including mood problems, that caused her to endanger her son. A psychological evaluation indicated “a very high risk for child abuse.” Despite participating in services, she was unable to bring those problems under control to any significant extent, preferring to self-medicate with marijuana rather than work to stabilize her mood with the appropriate dosage of prescription medication and work toward positive changes through therapy. She continued to express her anger in inappropriate ways – for example, she assaulted a neighbor and made multiple inappropriate threats – and refused substance abuse treatment, continuing to present a risk of harm to the child.

Further, given the evidence discussed above, the trial court did not clearly err in finding that termination of respondent’s parental rights was in the child’s best interests. MCL 712A.19b(5). Thus, the trial court did not err in terminating respondent’s parental rights to the child. *In re Trejo, supra* at 356-357.

Affirmed.

/s/ Kurtis T. Wilder
/s/ Patrick M. Meter
/s/ Deborah A. Servitto