

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of JA'LEIGH LYNN ROBINSON-
BANKS, Minor.

DEPARTMENT OF HUMAN SERVICES,

Petitioner-Appellee,

v

JESSICA ROBINSON,

Respondent-Appellant.

UNPUBLISHED

October 20, 2009

No. 291917

Ingham Circuit Court

Family Division

LC No. 06-002187-NA

Before: Fort Hood, P.J., and Sawyer and Donofrio, 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)(a)(ii), (c)(i), (g), and (j). We affirm.

The circuit court did not clearly err in finding that §§ 19b(3)(c)(i), (g), and (j) were each established by clear and convincing evidence. MCR 3.977(J); *In re Trejo*, 462 Mich 341, 355; 612 NW2d 407 (2000). The child came into care in September 2006 because respondent had a substance abuse problem. Respondent was offered services to assist her in achieving sobriety, but she continued to use drugs as shown by the positive drug screens and contempt citation. Respondent did not obtain a substance abuse assessment until June 2007. Outpatient treatment was recommended, and respondent began treatment in July 2007 but dropped out the following month. Thereafter, she did not participate in services until April 2008, when she again tested positive for marijuana. After testing positive for opiates in May 2008, respondent dropped out of services again and had not completed substance abuse treatment when the supplemental petition was filed in January 2009.

Further, considering that respondent was unable to resolve her substance abuse problem, the length of time the child had been out of respondent's care, and respondent's failure to maintain regular contact with the child during the pendency of this proceeding, the circuit 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); *In re Trejo, supra* at 356-357.

Affirmed.

/s/ Karen M. Fort Hood

/s/ David H. Sawyer

/s/ Pat M. Donofrio