

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of DEANGELA BUTLER, a Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

MARSHA ANN CAIN JOHNSON,

Respondent-Appellant,

and

DEANDRE BUTLER, Deceased,

Respondent.

UNPUBLISHED

June 24, 1997

No. 199699

Wayne Probate Court

LC No. 94-314794

Before: Gage, P.J., and Reilly and Hoekstra, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the probate court order terminating her parental rights to the minor child under MCL 712A.19b(3)(c)(i), (g) and (j); MSA 27.3178(598.19b)(3)(c)(i), (g) and (j). We affirm. This case has been decided without oral argument pursuant to MCR 7.214(E).

The probate court did not clearly err in finding that the statutory grounds for termination were established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Further, respondents-appellants failed to show that termination of their parental rights was clearly in the child's best interest. *In re Hall-Smith*, ___ Mich App ___; ___NW2d ___ (Docket No. 1295833, issued 3/25/97), slip op p 3. Thus, the probate court did not err in terminating respondents-appellants' parental rights to the child. MCL 712A.19b(5); MSA 27.3178(598.19b)(5).

Affirmed.

/s/ Hilda R. Gage
/s/ Maureen Pulte Reilly
/s/ Joel P. Hoekstra