

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of FATIMA ANNE FLEMING, TERRI
ANDRIEA FLEMING, ANGEL GARDENIA WEST,
and TERRENCE MICHAEL WEST, Minors.

FAMILY INDEPENDENCE AGENCY

Petitioner-Appellee,

v

FATIMA ESTHER FLEMING, a/k/a FATIMA
ESTHER WEST,

Respondent-Appellant,

and

TERRENCE WEST,

Respondent.

FAMILY INDEPENDENCE AGENCY

Petitioner-Appellee,

v

TERRENCE M. WEST,

Respondent-Appellant,

and

FATIMA ESTHER FLEMING,

Respondent.

UNPUBLISHED

March 3, 1998

No. 203154

Wayne Juvenile Court

LC No. 94-321893

No. 203252

Wayne Juvenile Court

LC No. 94-321893

Before: Michael J. Kelly, P.J., and Fitzgerald and M.G. Harrison*, JJ.

PER CURIAM.

Respondents filed separate appeals as of right from a juvenile court order terminating their parental rights to the minor children under MCL 712A.19b(3)(c)(i), (g) and (j); MSA 27.3178(598.19b)(3)(c)(i), (g) and (j). We affirm. These consolidated appeals have been decided without oral argument pursuant to MCR 7.214(E).

We note that respondents have not sought judicial review of the referee's findings and recommendations pursuant to MCR 5.991. In any event, neither respondent has demonstrated that the referee clearly erred in recommending that their parental rights be terminated under the clearly erroneous standard in *In re Hall-Smith*, 222 Mich App 470; 564 NW2d 156 (1997). Further, limiting our review to the record, respondent Terrence West has not established any basis for relief due to ineffective assistance of counsel. *People v Pickens*, 446 Mich 298; 521 NW2d 797 (1994); *People v Dixon*, 217 Mich App 400, 408; 552 NW2d 663 (1996); *In re Schmeltzer*, 175 Mich App 666, 673; 438 NW2d 866 (1989); *In re Simon*, 171 Mich App 443, 447; 431 NW2d 71 (1988). Hence, we uphold the juvenile court's order terminating the respondents' parental rights based on the referee's findings and recommendations. However, petitioner's request for relief under MCR 7.215(E)(2) is denied.

Affirmed.

/s/ Michael J. Kelly
/s/ E. Thomas Fitzgerald
/s/ Michael G. Harrison

* Circuit judge, sitting on the Court of Appeals by assignment.