

**STATE OF MICHIGAN**  
**COURT OF APPEALS**

---

In the Matter of MITCHELL LEE WARE, Minor.

---

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

ETHEL LEYENDECKER,

Respondent-Appellant.

---

UNPUBLISHED

March 19, 1999

No. 211962

St. Clair Circuit Court

Family Division

LC No. 95-000255

Before: O'Connell, P.J. and Jansen and Collins, JJ.

MEMORANDUM.

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

The family court did not clearly err in finding that the statutory ground for termination under § 19b(3)(g) was established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Further, respondent-appellant failed to show that termination of her parental rights was clearly not in the child's best interests. MCL 712A.19b(5); MSA 27.3178(598.19b)(5). Thus, the court did not err in terminating respondent-appellant's parental rights to the child. *In re Hall-Smith*, 222 Mich App 470, 472-473; 564 NW2d 156 (1997).

Affirmed.

/s/ Peter D. O'Connell

/s/ Kathleen Jansen

/s/ Jeffrey G. Collins