

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of SOLOMON ANTONIO MARTIN,
Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

SOLOMON MARTIN, JR.,

Respondent-Appellant.

UNPUBLISHED

October 22, 1999

No. 216273

Wanye Circuit Court

Family Division

LC No. 85-246403

Before: Whitbeck, P.J., and Gribbs and White, JJ.

MEMORANDUM.

Respondent appeals as of right from the family court order terminating his parental rights to the minor child under MCL 712A.19b(3)(c)(i), (g), (h) and (j); MSA 27.3178(598.19b)(3)(c)(i), (g), (h) 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 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, limiting our review to the record, respondent has failed to establish any basis for relief due to ineffective assistance of counsel. *People v Mitchell*, 454 Mich 145, 163; 560 NW2d 600 (1997); *People v Pickens*, 446 Mich 298, 303; 521 NW2d 797 (1994). There is no indication in the record that termination of respondent's parental rights was clearly not in the child's best interests, MCL 712A.19b(5); MSA 27.3178(598.19b)(5); *In re Hall-Smith*, 222 Mich App 470, 472-473; 564 NW2d 156 (1997), or that the failure to call Mary Wesley, or

other potential witnesses, deprived respondent of evidence that reasonably may have affected the outcome of these proceedings. *Mitchell, supra; Pickens, supra.*

Affirmed.

/s/ William C. Whitbeck

/s/ Roman S. Gibbs

/s/ Helene N. White