

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of DESTINY and HANNAH DEWITT,
Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

KATHRYN SEVERSON,

Respondent-Appellant.

UNPUBLISHED

April 21, 2000

No. 220021

Muskegon Circuit Court

Family Division

LC No. 97-024719-NA

In the Matter of DESTINY and HANNAH DEWITT,
Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

MICHAEL DEWITT,

Respondent-Appellant.

No. 221767

Muskegon Circuit Court

Family Division

LC No. 97-024719-NA

Before: Meter, P.J. and Fitzgerald and O'Connell, JJ.

MEMORANDUM.

In Docket No. 220021, respondent Kathryn Severson appeals by right from the family court's order terminating her parental rights to two minor children. In Docket No. 221767, respondent Michael Dewitt appeals by right from the same order, which also terminated his parental rights to the children. We affirm both cases.

Although the termination petition cited three different statutory bases for termination, the trial court relied primarily on MCL 712A.19b(3)(c)(i); MSA 27.3178(598.19b)(3)(c)(i). We disagree that the court erred by finding that this basis for termination was established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Because only one statutory basis is required in order to terminate parental rights, *In re Huisman*, 230 Mich App 372, 384-385; 584 NW2d 349 (1998), we need not decide whether termination was also proper under the additional grounds listed in the termination petition. Moreover, respondents failed to show that termination of their 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). Accordingly, the trial court did not err in terminating respondents' parental rights.

Both cases are affirmed.

/s/ Patrick M. Meter

/s/ E. Thomas Fitzgerald

/s/ Peter D. O'Connell