

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of GARETT JAMES BEAUCHAINE,
Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

TANYA BEAUCHAINE,

Respondent-Appellant,

and

JAMES G. HAMM,

Respondent.

In the Matter of GARETT JAMES BEAUCHAINE,
Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

JAMES G. HAMM,

Respondent-Appellant,

UNPUBLISHED

June 27, 2000

No. 223760

Marquette Juvenile Court

LC No. 98-006091

No. 223993

Marquette Juvenile Court

LC No. 98-006091

and

TANYA BEAUCHAINE,

Respondent.

Before: Smolenski, P.J., and Collins and Zahra, JJ.

MEMORANDUM.

In these consolidated appeals, respondents-appellants, Tanya Beauchaine and James G. Hamm, appeal as of right from the juvenile court's order terminating their parental rights to the minor child pursuant to MCL 712A.19b(3)(c)(i) and (c)(ii); MSA 27.3178(598.19b)(3)(c)(i) and (c)(ii). We affirm.

The trial court did not clearly err in finding that §§ 19b(3)(c)(i) and (ii) were established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 455 NW2d 161 (1989). The child was made a temporary ward of the court due to physical abuse. There was significant evidence the conditions that led to adjudication continued to exist at the time of the termination hearing. While respondents-appellants made efforts to complete the court ordered services, the trial court did not clearly err in finding the child would be subject to the same risk of abuse if placed back into respondents-appellants' care. Respondents-appellants failed to show that termination of their parental rights was clearly not in the child's best interest. MCL 712A.19b(5); MSA 27.3178(598.19b)(5); *In re Huisman*, 230 Mich App 372, 384-385; 584 NW2d 349 (1998). Accordingly, the trial court did not clearly err in terminating respondents-appellants' parental rights to the child.

Affirmed.

/s/ Michael R. Smolenski

/s/ Brian K. Zahra

/s/ Jeffrey G. Collins