

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of BMH and BAG, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

JOHN R. GRABDA,

Respondent-Appellant.

UNPUBLISHED

February 1, 2002

No. 234286

Wayne Circuit Court

Family Division

LC No. 84-245,144

Before: Cavanagh, P.J., Neff and B. B. MacKenzie*, JJ.

MEMORANDUM.

Respondent appeals as of right from the order terminating his rights to his two minor children. The parties agree that the court terminated his rights under MCL 712A.19b(3)(c)(i) (no reasonable likelihood that the conditions leading to adjudication will be rectified); MCL 712A.19b(3)(g) (failure to provide proper care and custody and no reasonable expectation that the parent will be able to provide proper care and custody within a reasonable time); and MCL 712A.19b(3)(j) (reasonable likelihood that the child will be harmed if returned to the parent's home). We affirm.

Unless termination is clearly not in the best interests of the child, the family court must terminate the rights of the parent if at least one of the statutory grounds is proven by clear and convincing evidence. MCL 712A.19b(3) and (5); *In re Trejo*, 462 Mich 341, 351-352; 612 NW2d 407 (2000). Respondent's appeal brief clearly identifies the three grounds for termination, and just as clearly indicates that he appeals only two of those grounds, (c)(i) and (g). Therefore, we need not examine the family court's decision on the two appealed grounds because the order stands under the third, MCL 712A.19b(3)(j).

Affirmed.

/s/ Mark J. Cavanagh

/s/ Janet T. Neff

/s/ Barbara B. Mackenzie

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