

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of BRANDON ROBERT ALFIERO
and ALYSSA MARIE ALFIERO, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

ROBERT MATTHEW ALFIERO,

Respondent-Appellant.

UNPUBLISHED
March 12, 2002

No. 232259
Macomb Circuit Court
Family Division
LC No. 99-048401-NA

Before: Fitzgerald, P.J., and Gage and C. H. Miel*, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from a family court order terminating his parental rights to the minor children pursuant to MCL 712A.19b(3)(n)(i). We affirm. This case is being decided without oral argument pursuant to MCR 7.214(E).

In light of respondent-appellant's convictions of second-degree murder, MCL 750.317, and second-degree criminal sexual conduct, MCL 750.520b, termination of respondent-appellant's parental rights under § 19b(3)(n)(i) was warranted upon a finding that "termination [was] in the child[ren]'s best interests because continuing the parent-child relationship[s] with the parent would be harmful to the child[ren]." Having reviewed the evidence, we are not persuaded that the trial court clearly erred in finding that the statutory ground for termination was established by clear and convincing evidence and that termination was in the best interests of the children. *In re Trejo*, 462 Mich 341, 356-357; 612 NW2d 407 (2000).

Affirmed.

/s/ E. Thomas Fitzgerald
/s/ Hilda R. Gage
/s/ Charles H. Miel

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