

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of J.L.D. and D.M.D., Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

KATHLEEN NANCY DAVIDSON,

Respondent-Appellant,

and

JAMES MCDONALD DAVIDSON, a/k/a JAMES
MCDONALD DAVIDSON, III,

Respondent.

UNPUBLISHED

April 22, 2003

No. 242497

Wayne Circuit Court

Family Division

LC No. 01-400435

Before: Meter, P.J., and Cavanagh and Cooper, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the trial court order terminating her parental rights to the minor children pursuant to MCL 712A.19b(3)(c)(i), (g), and (j). We affirm.

The trial court did not clearly err in finding that the statutory grounds for termination were established by clear and convincing evidence. See MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Respondent-appellant is a drug user who admits to having neglected the children. For several months after the children were removed from her care, respondent-appellant failed to address any aspect of the parent-agency agreement. At the time of termination, respondent-appellant was only beginning to address her substance abuse and there was no indication that she would ever be able to provide the children with adequate housing or parenting. In sum, there was no evidence to suggest that respondent-appellant was any more able to care for the children at the time of termination than she was at the time that the children were removed from the home.

Further, the evidence failed to show that termination of respondent-appellant's parental rights was clearly not in the best interests of the children. See MCL 712A.19b(5); *In re Trejo*,

462 Mich 341, 356-357; 612 NW2d 407 (2000). The numerous procedural challenges raised by respondent-appellant are similarly without merit. Therefore, the trial court did not err in terminating respondent-appellant's parental rights to the children.

Affirmed.

/s/ Patrick M. Meter
/s/ Mark J. Cavanagh
/s/ Jessica R. Cooper