

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of SHATTANA HILLIARD, Minor.

FAMILY INDEPEDENCE AGENCY,

Petitioner-Appellee,

v

CHATTANNA HILLIARD,

Respondent-Appellant,

and

SHANNON HILLIARD,

Respondent.

UNPUBLISHED

June 1, 2004

No. 251864

St. Clair Circuit Court

LC No. 02-000515-NA

Before: Markey, P.J., and Wilder and Meter, JJ.

PER CURIAM.

Respondent-appellant appeals as of right the trial court order terminating his parental rights to the minor child under MCL 712A.19b(3)(c)(i), (g), (h) and (j). We affirm. This appeal is being decided without oral argument pursuant to MCR 7.214(E).

The trial court did not clearly err in finding that statutory grounds for termination were established by clear and convincing evidence. MCR 3.977(J); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). The evidence of respondent-appellant's incarceration, criminal history, and lack of a plan for housing, employment, or providing for his child upon release from prison clearly established MCL 712A.19b(3)(g), (h), and (j) as grounds for termination of his parental rights. Any error in finding that MCL 712A.19b(3)(c)(i) was also established is harmless.

Furthermore, the evidence did not show that termination of respondent-appellant's parental rights was clearly not in the child's best interests. MCL 712A.19b(5); *In re Trejo Minors*, 462 Mich 341, 356-357; 612 NW2d 407 (2000). Respondent-appellant's failure to show any interest in providing a home or support for his child supported the trial court's finding that termination of respondent-appellant's parental rights was not contrary to the child's best interests.

Affirmed.

/s/ Jane E. Markey
/s/ Kurtis T. Wilder
/s/ Patrick M. Meter