

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of ISSAC SOLOMON, a/k/a ISSAC
BARBER, and IVORY SOLOMON, Minors.

DEPARTMENT OF HUMAN SERVICES, f/k/a
FAMILY INDEPENDENCE AGENCY,

UNPUBLISHED
November 21, 2006

Petitioner-Appellee,

v

EBONY LATOYA SOLOMON, a/k/a EBONY
BARBER,

No. 267588
Wayne Circuit Court
Family Division
LC No. 05-442516-NA

Respondent-Appellant.

Before: Hoekstra, P.J., and Meter and Donofrio, JJ.

METER, J. (*concurring in part and dissenting in part*).

I concur with the majority concerning the trial court's exercise of jurisdiction over the children. However, I respectfully dissent from the majority with respect to the termination of respondent's parental rights. I would affirm the termination of parental rights.

Respondent sometimes allowed her infant son Issac to stay with his then-putative father, sixteen-year-old Rodney Barber, for weekend visits. Respondent knew that Barber was living with another individual, referred to as "DeLawn," who disliked respondent and had threatened to harm her severely; respondent indicated that she did not trust DeLawn to care for Issac and had told Barber as much. During one of the weekend visits between Issac and Barber, respondent saw Issac with "deep" scratches on his face that Barber could not explain and that, according to respondent, did not come from the infant himself. Additionally, Barber told respondent that he had entrusted Issac to DeLawn's care for a period of time during the visit. Despite these circumstances, respondent left Issac in Barber's care. This evidence demonstrated a lack of good judgment on the part of respondent that was likely to result in harm to her children. Therefore, I cannot conclude that the trial court clearly erred in finding a statutory basis for terminating respondent's parental rights. Moreover, the evidence did not demonstrate that terminating parental rights was clearly contrary to the best interests of the children.

I would affirm.

/s/ Patrick M. Meter