

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of MICHAEL ARMSTRONG and
CHRISTINE ARMSTRONG, Minors.

DEPARTMENT OF SOCIAL SERVICES,

Petitioner-Appellee,

v

DONAHUE MAEHELE ARMSTRONG,

Respondent-Appellant,

and

ANTHONY ALLEN a/k/a ALAN ALLEN,

Respondent.

UNPUBLISHED

January 31, 1997

No. 191615

Saginaw Juvenile Court

LC Nos. 88-019696-NA

91-021390-NA

Before: Griffin, P.J., and McDonald and C. W. Johnson*, JJ.

PER CURIAM.

Respondent Donahue Maehele Armstrong (respondent) appeals as of right an order terminating parental rights to her two minor children pursuant to MCL 712A.19b(3)(a)(ii); MSA 27.3178(598.19b)(3)(a)(ii) (desertion) and MCL 712A.19b(3)(g); MSA 27.3178(598.19b)(3)(g) (failure to provide proper care and custody). We affirm.

The record reveals that respondent left her children in foster care and failed to prepare a child care plan before expiration of the prearranged maximum voluntary placement period. In fact, respondent never developed a care plan, rebuffed opportunities to visit her children, refused to cooperate with case workers, and failed to attend scheduled meetings and court hearings. Instead, respondent left the State of Michigan and failed to visit her children for almost a year. The record also

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

establishes that respondent failed to secure employment, her own residence, or any means of providing for her two children. Respondent could not even propose a concrete plan for how she would gain employment or support the children in the future.

After a thorough review, we conclude that the probate court did not clearly err in finding that the statutory grounds were established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331; 445 NW2d 161 (1989); *In re Jackson*, 199 Mich App 22, 25; 501 NW2d 182 (1993). Further, given these circumstances, the probate court did not abuse its discretion in ruling that the termination of respondent's parental rights was in the children's best interest. *Jackson, supra* at 25; *In re McIntyre*, 192 Mich App 47; 480 NW2d 293 (1991); see *In re Mayfield*, 198 Mich App 226, 320, 235; 497 NW2d 578 (1993); *In re Hall*, 188 Mich App 217, 223-224; 469 NW2d 56 (1991).

Affirmed.

/s/ Richard Allen Griffin

/s/ Gary R. McDonald

/s/ Charles W. Johnson