

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of CANDACE M. BROWN,
CINDY M. BROWN, DANIELLE M.
MARSHALL-BROWN and BRITTANY M.
MARSHALL-BROWN, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

GLENDORA DENISE BROWN,

Respondent-Appellant,

and

WALTER MARSHALL,

Respondent.

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

Petitioner-Appellee,

v

WALTER LEE MARSHALL,

Respondent-Appellant,

and

GLENDORA DENISE BROWN,

UNPUBLISHED
November 4, 1997

No. 201379
Kalamazoo Juvenile Court
LC No. 94-000047-NA

No. 201480
Kalamazoo Juvenile Court
LC No. 94-000047-NA

Respondent.

Before: Holbrook, Jr., P.J., and Michael J. Kelly and Gribbs, JJ.

MEMORANDUM.

In these consolidated appeals, respondents appeal as of right from the juvenile court order terminating their parental rights to the minor children under MCL 712A.19b(3)(c)(ii); MSA 27.3178(598.19b)(3)(c)(ii). We affirm.

The juvenile court did not err in finding that the statutory ground for termination was established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989); *In re Hall-Smith*, 222 Mich App 470; 564 NW2d 156 (1997).

Moreover, once a statutory ground for termination has been met by clear and convincing evidence, MCL 712A.19b(5); MSA 27.3178(598.19b)(5) requires a parent to put forth at least some evidence that termination is clearly not in the child's best interest. *In re Hall-Smith, supra*. Absent any evidence addressing this issue by the parent, termination of parental rights is mandatory. *Id.* In this case, while petitioner introduced evidence to indicate that termination of respondents' parental rights was in the best interest of the minor children, respondents failed to put forth any evidence from which the juvenile court could conclude that termination was clearly not in the minor children's best interest. Hence, the court's decision to terminate respondents' parental rights was in conformity with the requirements of MCL 712A.19b(5); MSA 27.3178(598.19b)(5).

Affirmed.

/s/ Donald E. Holbrook, Jr.

/s/ Michael J. Kelly

/s/ Roman S. Gribbs