

**STATE OF MICHIGAN**  
**COURT OF APPEALS**

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In the Matter of TYLER DAVID SMITH, Minor.

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BETHANY CHRISTIAN SERVICES,  
  
Petitioner-Appellee,

v

JAMES CLARKE WILLIAMS, III,  
  
Respondent-Appellant,

and

JODI LYNN SMITH,  
  
Respondent.

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UNPUBLISHED  
December 12, 1997

No. 197887  
Kent Juvenile Court  
LC No. 96-016950-AD

Before: Neff, P.J., and Jansen and Markey, JJ.

PER CURIAM.

Respondent-appellant appeals as of right from the juvenile court order terminating his parental rights to the minor child. We reverse and remand.

The juvenile court erred in determining that respondent-appellant, the child's putative father, received proper notice of the termination hearing in accordance with MCL 710.36(3); MSA 27.3178(555.36)(3). Although a notice of hearing was sent to respondent-appellant by certified mail, it was returned unclaimed. Moreover, even if respondent-appellant had received the notice promptly after it was mailed, it was not mailed until June 26, 1996—less than thirty days prior to the hearing held on July 24, 1996. Contrary to the juvenile court's determination, nothing in the record indicates that respondent-appellant received timely notice of the hearing, and there is no evidence that reasonable efforts were made to locate respondent-appellant at his current address. MCL 710.37(2); MSA 27.3178(555.37)(2).

Reversed and remanded for further proceedings on the termination petition. We do not retain jurisdiction.

/s/ Janet T. Neff

/s/ Kathleen Jansen

/s/ Jane E. Markey