

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of JOSEPHINE MARIE BRONIAK and
BEAU MICHAEL BRONIAK, Minors.

FAMILY INDEPENDENCE AGENCY,

Plaintiff-Appellee,

v

JOSEPH BRONIAK,

Respondent-Appellant,

and

DANNY SANCHEZ and MICHAEL RICHARDSON,

Respondents.

Before: Griffin, P.J., and Markman and Whitbeck, JJ.

MEMORANDUM.

Respondent Joseph Broniak appeals as of right from the juvenile court order terminating his parental rights to the minor children under MCL 712A.19b(3)(c)(i), (g), and (j); MSA 27.3178(598.19b)(3)(c)(i), (g), and (j). We affirm.

The juvenile court did not clearly err in finding that the statutory grounds for termination were established by clear and convincing evidence. The juvenile court's findings based on that evidence were not clearly erroneous. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Because respondent failed to show that termination was against the children's best interests, termination was proper. *In re Hall-Smith*, 222 Mich App 470, 472; 564 NW2d 156 (1997).

Nor did the petitioner and juvenile court improperly refuse to allow respondent to have in-home visitation with the children. Regardless of the terms of his divorce judgment, the evidence before the juvenile court established that respondent was a violent, abusive individual and that he had not made any progress in controlling his behavior. Testimony indicated that he continued to bully and abuse the children during supervised visits. Nothing in the record suggests that it would have been appropriate to allow the children to visit respondent at his home.

Affirmed.

/s/ Richard Allen Griffin

/s/ Stephen J. Markman

/s/ William C. Whitbeck