

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of MICHAEL ARIVETT and
JONATHON LEE ARIVETT, Minors.

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

UNPUBLISHED
January 13, 1998

Petitioner-Appellee,

v

BILLY ARIVETT,

No. 202812
Berrien Juvenile Court
LC No. 94-000046-NA

Respondent-Appellant.

Before: Gage, P.J., and Murphy and Reilly, JJ.

MEMORANDUM.

Respondent appeals by delayed application granted from the juvenile court order terminating his parental rights to the minor children under MCL 712A.19b(3)(g) and (j); MSA 27.3178(598.19b)(3)(g) and (j). We affirm.

The juvenile court did not clearly err in determining that the statutory grounds for termination of respondent's parental rights were proven by clear and convincing evidence. MCR 5.974(I), *In re Cornet*, 422 Mich 274, 277; 373 NW2d 536 (1985); *In re Hall-Smith*, 222 Mich App 470, 472; 564 NW2d 156 (1997). Respondent failed to present any evidence that termination was clearly not in the children's best interest. The court was then correct in proceeding to terminate respondent's parental rights. *Id.* Finally, while the court did consider inadmissible hearsay evidence, any resulting error from this unpreserved issue was harmless. *In re Snyder*, 223 Mich App 85, 90-91; ___ NW2d ___ (1997).

Affirmed.

/s/ Hilda R. Gage
/s/ William B. Murphy
/s/ Maureen Pulte Reilly