

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of D.K., Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

SHAWNA KING,

Respondent-Appellant,

and

DENNIS RICHARDSON,

Respondent.

UNPUBLISHED

January 28, 2003

No. 241114

Calhoun Circuit Court

Family Division

LC No. 00-001976-NA

Before: Cooper, P.J., and Bandstra and Talbot, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the trial court order terminating her parental rights to the minor child under MCL 712A.19b(3)(g), (j), and (l). We affirm.

The trial court did not clearly err in finding that the statutory grounds for termination were established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). The evidence established that respondent-appellant, who had a ten-year history of substance abuse, used cocaine while pregnant with the minor child and that she continued to use cocaine after the child was removed from her care. There was also evidence that the court previously terminated respondent-appellant's parental rights to four other children, and that respondent-appellant's drug use was a basis for termination of her parental rights to those four children.

Further, because at least one ground for termination was established, the trial court was required to terminate respondent-appellant's parental rights unless it found that termination was clearly not in the children's best interests. MCL 712A.19b(5); *In re Trejo*, 462 Mich 341, 364-365; 612 NW2d 407 (2000). Rather, the evidence established that respondent-appellant's drug

addiction is harmful to the child. Thus, the trial court did not err in terminating respondent-appellant's parental rights to the child.

Affirmed.

/s/ Jessica R. Cooper
/s/ Richard A. Bandstra
/s/ Michael J. Talbot