

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

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In the Matter of KRISTINA ANN GARRETT and  
JOE ERNEST GARRETT III, Minors.

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FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

PAULINE LOGAN,

Respondent-Appellant.

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UNPUBLISHED  
March 16, 2004

No. 250400  
Isabelle Circuit Court  
Family Division  
LC No. 02-000165-NA

In the Matter of WAYNE DENEEN LOGAN,  
Minor.

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FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

PAULINE LOGAN,

Respondent-Appellant.

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No. 260402  
Isabelle Circuit Court  
Family Division  
LC No. 02-000164-NA

In the Matter of CHRISTOPHER DAN LOGAN,  
Minor.

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FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

PAULINE LOGAN,

No. 250403  
Isabella Circuit Court  
Family Division

Respondent-Appellant.

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In the Matter of KRISTINA ANN GARRETT and  
JOE ERNEST GARRETT III, Minors.

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FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

JOE GARRETT,

Respondent-Appellant,

and

PAULINE LOGAN,

Respondent.

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No. 250793  
Isabella Circuit Court  
Family Division  
LC No. 02-000165-NA

Before: Zahra, P.J., and Saad and Schuette, JJ.

MEMORANDUM.

In these consolidated appeals, respondent mother appeals by right and respondent father appeals by delayed leave granted from the trial court order terminating their parental rights to the minor children under MCL 712A.19b(3)(c)(i) and (g). We affirm. This appeal is being decided without oral argument pursuant to MCR 7.214(E).

Contrary to their arguments on appeal, both respondents had sufficient opportunity to participate in services and demonstrate an ability to rectify the conditions that led to adjudication. Respondent mother was incarcerated during portions of the proceedings through her own actions. Respondent father made the choice not to become involved in services until shortly before the final hearing.

The trial court did not clearly err when it found that the statutory grounds for termination were established by clear and convincing evidence. MCR 3.977(J); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). The primary conditions leading to adjudication were respondent mother’s unsafe living conditions, neglect, and substance abuse and respondent father’s abandonment, domestic violence, and substance abuse. The evidence established that neither respondent could rectify these conditions within a reasonable time considering the ages of the children and provide proper care and custody. MCL 712A.19b(3)(c)(i) and (g).

Respondents do not argue on appeal that it was contrary to the children's best interests to terminate their parental rights. Therefore, we find that the trial court did not err in terminating respondents' parental rights to the children.

Affirmed.

/s/ Brian K. Zahra  
/s/ Henry William Saad  
/s/ Bill Schuette