Court of Appeals, State of Michigan

ORDER

In re Keast minors

Docket No. 277354

LC No. 05-006388-NA

Patrick M. Meter
Presiding Judge

Donald S. Owens

Stephen L. Borrello
Judges

The Court orders that the motions for immediate consideration are GRANTED.

Pursuant to MCR 7.205(D)(2), in lieu of granting the application for leave to appeal, the Court orders that the March 5, 2007 order of the trial court is REVERSED. Where there was evidence that the adoption was proceeding at the time of the review hearing, the court erred in finding that reasonable efforts were not made to place the children for adoption in a timely manner. The court also erred in placing the children with their maternal grandparents without conducting a review of the best interests of the children. MCL 710.22(g). The court further erred in attempting to revoke its commitment of the children to the Department of Human Services, since such a commitment, once made, is irrevocable. *In the matter of Griffin*, 88 Mich App 184 (1979). The commitment to the Department of Human Services is reinstated, and the children are to be returned to the foster mother forthwith. We do not retain jurisdiction.

The motion for stay and motion to waive MCR 7.209 requirements are DENIED as moot.

Pursuant to MCR 7.215(F)(2), this order is given immediate effect.

A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

APR 17 2007
Date

Sandra Schultz Mengel
Chief Clerk