

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of CRYSTAL DENISE JONES, Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

KENYATTA JONES,

Respondent-Appellant,

and

DELON CAROUTHERS,

Respondent.

UNPUBLISHED

March 26, 1999

No. 212899

Berrien Circuit Court

Family Division

LC No. 98-000018 NA

Before: O'Connell, P.J., and Jansen and Collins, JJ.

MEMORANDUM.

Respondent Kenyatta Jones ("respondent") appeals as of right from a family court order terminating her parental rights to the minor child under MCL 712A.19b(3)(a)(ii), (g), (i), (j); MSA 27.3178(598)(3)(a)(ii), (g), (i), (j). We affirm.

We conclude that respondent has not raised a cognizable argument concerning the family court's termination of her parental rights under § 19b(3)(i). Because the language of this statutory subsection is not ambiguous, judicial construction is not permitted. *Tryc v Auto Club Ins Ass'n*, 451 Mich 129, 135; 545 NW2d 642 (1996). Furthermore, the family court did not clearly err in finding that statutory grounds for termination under two different subsections, §§ 19b(3)(g) and (j), were also established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Because respondent failed to show that termination of her parental rights was clearly not in the child's best interests, MCL 712A.19b(5); MSA 27.3178(598.19b)(5); *In re Hall-*

Smith, 222 Mich App 470, 472-473; 564 NW2d 156 (1997), the family court did not err in terminating respondent's parental rights to the child. *Id.*

Finally, limiting our review to the record, we find that respondent has not established entitlement to relief due to ineffective assistance of counsel. *People v Pickens*, 446 Mich 298, 302-303; 521 NW2d 797 (1994); *In re Simon*, 171 Mich App 443, 447; 431 NW2d 71 (1988).

Affirmed.

/s/ Peter D. O'Connell

/s/ Kathleen Jansen

/s/ Jeffrey G. Collins