

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of MIA GRIGGS, Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

LYNETTE VILLALPANDO,

Respondent-Appellant,

and

CECIL GRIGGS,

Respondent.

UNPUBLISHED

April 21, 2000

No. 218421

Muskegon Circuit Court

Family Division

LC No. 96-023166-NA

Before: Gribbs, P.J., and Doctoroff and T.L. Ludington*, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the family court's order terminating her parental rights to the minor child under MCL 712A.19b(3)(c)(i), (c)(ii), (g), and (j); MSA 27.3178(598.19b)(3)(c)(i), (c)(ii), (g), and (j).¹ We affirm.

The family 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). Further, respondent-appellant 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).

* Circuit judge, sitting on the Court of Appeals by assignment.

Thus, the family court did not err in terminating respondent-appellant's parental rights to the child.

Affirmed.

/s/ Roman S. Gibbs

/s/ Martin M. Doctoroff

/s/ Thomas L. Ludington

¹ The petition refers to § 19b(3)(a)(ii), not (c)(ii). However, it is apparent that this discrepancy is due to a clerical error because the factual allegations in the petition apply to subsection (c)(ii) (failure to rectify other conditions), not (a)(ii) (desertion), and it is likewise apparent from the family court's decision that the court relied on § 19b(3)(c)(ii) as a basis for termination, but did not rely on § 19b(3)(a)(ii).