

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

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In the Matter of JOHN CAESER CURRY II and  
JOHNESHA LEEANN CURRY, Minors.

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FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

JOHN CAESER CURRY, SR.,

Respondent-Appellant,

and

MAZENA BELL,

Respondent.

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UNPUBLISHED

May 11, 2001

No. 229886

Saginaw Circuit Court

Family Division

LC No. 98-025454-NA

Before: McDonald, P.J., and Smolenski and K. F. Kelly, JJ.

MEMORANDUM.

Respondent John Caesar Curry, Sr. appeals as of right from the family court order terminating his parental rights to the minor children under MCL 712A.19b(3)(g); MSA 27.3178(598.19b)(3)(g). We affirm. This case is being decided without oral argument pursuant to MCR 7.214(E).

There is no merit to respondent's claim that he was denied his right to a jury trial. A respondent in a child protective proceedings may demand a jury determination of the facts in the adjudicative phase, but no jury is allowed at the dispositional hearings. *In re Brock*, 442 Mich 101, 108; 499 NW2d 752 (1993); see also MCR 5.974(A)(3). Respondent had notice of the proceedings but chose to remain uninvolved until after adjudication, waiting until the termination hearing to request a jury. The trial court did not err in denying respondent's request for a jury trial.

Affirmed.

/s/ Gary R. McDonald

/s/ Michael R. Smolenski

/s/ Kirsten Frank Kelly