

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of KHALIA YVONNE ROBINSON,
Minor.

DEPARTMENT OF HUMAN SERVICES,

Petitioner-Appellee,

v

RICARDO ROBINSON,

Respondent-Appellant.

UNPUBLISHED

August 9, 2007

No. 276261

Wayne Circuit Court

Family Division

LC No. 05-438999-NA

Before: Smolenski, P.J., and Fitzgerald and Kelly, JJ.

MEMORANDUM.

Respondent appeals as of right from a circuit court order terminating his parental rights to the minor child under MCL 712A.19b(3)(a)(ii), (c)(i), and (g). We affirm.

The trial court did not clearly err in finding that at least one statutory ground for termination had been proved by clear and convincing evidence. *In re IEM*, 233 Mich App 438, 450; 592 NW2d 751 (1999). The evidence showed that respondent never visited the child or contacted the agency to arrange visitation. Further, he did not comply with any other aspect of the service plan. Although the most recent foster care worker testified that respondent had never been given referrals for services, the court rejected that testimony and found that respondent had been referred to different agencies but had not cooperated with the referrals. That finding was supported by previous factual findings in the record, of which the court took judicial notice, and by other evidence, and it is not clearly erroneous. MCR 3.977(J).

Further, the trial court's determination regarding the child's best interests was not clearly erroneous. *In re Trejo*, 462 Mich 341, 354, 356-357; 612 NW2d 407 (2000); MCL 712A.19b(5). Therefore, the trial court did not clearly err in terminating respondent's parental rights. *Id.*

Affirmed.

/s/ Michael R. Smolenski

/s/ E. Thomas Fitzgerald

/s/ Kirsten Frank Kelly