

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of SIERRA BRIANNA SCHULTZ,
Minor.

DEPARTMENT OF HUMAN SERVICES,

Petitioner-Appellee,

v

CHRISTINA ANNA SCHULTZ,

Respondent-Appellant.

UNPUBLISHED

August 9, 2007

No. 275884

Oakland Circuit Court

Family Division

LC No. 05-706199-NA

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

MEMORANDUM.

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

Respondent argues that termination of her parental rights was improper because it was contrary to the child's best interests.

Once a statutory ground for termination is established, "the court shall order termination of parental rights . . . unless the court finds that termination of parental rights to the child is clearly not in the child's best interests." MCL 712A.19b(5). This Court reviews a trial court's decision regarding the child's best interests for clear error. *In re Trejo*, 462 Mich 341, 356-357; 612 NW2d 407 (2000).

Despite participating in services for over a year, respondent never obtained suitable housing or employment and thus was unable to provide for the child's basic needs. The evidence also showed that respondent had serious mental health issues, and a psychologist opined that she was not capable of providing adequate care for her child. Respondent herself expressed ambivalence about regaining custody of the child. The evidence did not clearly show that termination of respondent's parental rights was not in the child's best interests and, accordingly, the trial court did not err in terminating respondent's parental rights to the child. *In re Trejo*, *supra* at 356-357.

Affirmed.

/s/ Michael R. Smolenski

/s/ E. Thomas Fitzgerald

/s/ Kirsten Frank Kelly