STATE OF LOUISIANA

COURT OF APPEAL, FIRST CIRCUIT

CORRECTED ACTION

COLT ~~CODY~~ M. LANDRY NO. 2026 CW 1291

VERSUS

REAGAN MARTINEZ **OCTOBER 29, 2026**

In Re: Reagan Martinez ~~Colt M. Landry~~, applying for supervisory writs, 18th Judicial District Court, Parish of Iberville, No. 84301 c/w 82466.

BEFORE: THERIOT, GREENE, AND EDWARDS, JJ.

WRIT GRANTED. We find the trial court erred in denying the exception of lack of subject matter jurisdiction filed by defendant, Reagan Martinez. The trial court erred in finding that the minor child's home state was Louisiana under the Uniform Child Custody Jurisdiction Enforcement Act, La. R.S. 13:1801 et seq., and improperly applied the Military Parent and Child Custody Protection Act, La. R.S. 9:359, et seq.; **Baxter v. Baxter**, 2015-0085 (La. App. 4th Cir. 6/24/15), 171 So.3d 1159. The minor child was born in Italy and has resided with his mother, Reagan Martinez, in Italy since his birth in June 2023. Therefore, we find the minor child's home state is Italy under La. R.S. 13:1813(A)(1). Accordingly, we reverse the trial court's July 28, 2026 judgment denying the exception of lack of subject matter jurisdiction filed by defendant, Reagan Martinez, grant the exception of lack of subject matter jurisdiction, and dismiss plaintiff, Colt Landry's, petition.

MRT
HG
BDE

COURT OF APPEAL, FIRST CIRCUIT

DEPUTY CLERK OF COURT
FOR THE COURT