

JERUSHA ROGERS

v.

AMIR LIMOOEI

Submitted on Briefs March 18, 2025
Decided April 1, 2025

Panel: STANFILL, C.J., and MEAD, HORTON, CONNORS, and LAWRENCE, JJ.

MEMORANDUM OF DECISION

Jerusha Rogers appeals from a judgment entered by the District Court (Fort Kent, *Linthicum, J.*) dismissing her complaint for determination of parental rights and responsibilities as to her child with Amir Limooei after determining—in conference with the Virginia District Court—that Virginia has home-state jurisdiction under the Uniform Child Custody Jurisdiction and Enforcement Act, 19-A M.R.S. §§ 1731-1783 (2024); Va. Code Ann. §§ 20-146.1 to 20-146.38 (Westlaw through 2024 Regular Session and 2024 Special Session I and 2025 Regular Session cc. 6; 20; 147 and 157), in a matter that Limooei commenced in Virginia before Rogers moved to Maine and filed her complaint. We affirm the court’s findings and conclusion that Virginia is the child’s home state. *See* Va. Code Ann. §§ 20-146.1, 20-146.12(A)(1); 19-A M.R.S. §§ 1732(7), 1745(1)(A);¹ *Cole v. Cushman*, 2008 ME 72, ¶ 8, 946 A.2d 430; *Gutierrez v. Gutierrez*, 2007 ME 59, ¶ 13, 921 A.2d 153; *Swanson v. Swanson*, 503 P.3d 982, 988 (Idaho 2022). With respect to the Virginia court’s determination that it was not an inconvenient forum, we conclude that although the Virginia court’s

¹ In the absence of any finding of domestic violence, Maine is not in a position to exercise temporary emergency jurisdiction under 19-A M.R.S. § 1748 (2024).

order represented that the Maine District Court joined in its ruling, only the Virginia court had jurisdiction to make that decision, *see* Va. Code Ann. § 20-146.18(A); *Campbell v. Martin*, 2002 ME 112, ¶ 6, 802 A.2d 395, and we lack jurisdiction to review a decision of the court of another state, *see* 4 M.R.S. § 57 (2024).

The entry is:

Judgment affirmed with respect to the determination of the child's home state. Appeal dismissed with respect to the question of whether the Virginia District Court erred in determining that it was not an inconvenient forum. Judgment of dismissal affirmed.

Brittany Sawyer, Esq., Holmes Legal Group, LLC, Wells, for appellant Jerusha Rogers

Neil J. Prendegast, Esq., Fort Kent, for appellee Amir Limooei

Fort Kent District Court docket numbers FM-2023-30 and PA-2023-22
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