

NOT DESIGNATED FOR PUBLICATION

STATE OF LOUISIANA

COURT OF APPEAL

FIRST CIRCUIT

2007 CU 0622

JEFFREY WILLIAMS

VERSUS

RESHON FORD

Judgment Rendered: September 19, 2007

On Appeal from the Family Court
In and For the Parish of East Baton Rouge
State of Louisiana
Docket No.156,525

Honorable Luke A. Lavergne, Judge Presiding

Angela F. Lockett
Baton Rouge, LA

Counsel for Plaintiff/Appellee
Jeffrey Williams

Kathleen M. Wilson
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Counsel for Defendant/Appellant
Reshon Ford

BEFORE: GAIDRY, McDONALD, AND McCLENDON, JJ.



McCLENDON, J.

In this custody action, the family court judgment awarded joint custody of the minor child to the parents with the father being named the domiciliary parent. From this judgment, the mother has appealed.

Every child custody case must be reviewed within its own peculiar set of facts and circumstances. **R.J. v. M.J.**, 03-2676, p. 4 (La.App. 1 Cir. 5/14/04), 880 So.2d 20, 23. The trial court is in the best position to ascertain the best interest of the child given each unique set of circumstances. Accordingly, the trial court's determination of custody is entitled to great weight and will not be reversed on appeal unless an abuse of discretion is clearly shown. **R.J.**, 03-2676 at p. 4, 880 So.2d at 23. Furthermore, as in most custody cases, the trial court's determination was based heavily on factual findings and it is well settled that the trial court's factual determinations cannot be set aside in the absence of manifest error or unless those findings are clearly wrong. **Elliott v. Elliott**, 05-0181, p. App. 1 Cir. 5/11/05), 916 So.2d 221, 226-27, writ denied, 05-1547 (La. /12/05), 905 So.2d 293.

In its detailed and thorough written reasons for judgment, the family court weighed and balanced the factors set forth in LSA-C.C. art. 134. The court determined that while both parents appeared capable of providing their child with love and care, the scales tipped in favor of the father, Jeffrey Williams. After a thorough review of the record and relevant jurisprudence, we cannot find that the family court abused its discretion or was manifestly erroneous in its decision to designate Mr. Williams as the domiciliary parent. Therefore, we affirm the judgment by summary disposition, in accordance

with Uniform Court of Appeal Rule 2-16.2A (4-8). Costs of this appeal are assessed to the appellant, Reshon Ford.

AFFIRMED.