

NOT DESIGNATED FOR PUBLICATION

STATE OF LOUISIANA

COURT OF APPEAL

FIRST CIRCUIT

NO. 2006 CA 0829

TRANS PACIFIC INTERACTIVE, INC.

VERSUS

U. S. TELEMETRY CORPORATION; U. S. TELEMETRY NETWORK,
INC.; U.S. TELEMETRY – BAKERSFIELD, LLC; DATEX SPECTRUM,
LLC; THOMAS L. SIEBERT, K. STEVEN ROBERTS, ROBERT S. MILLER,
DON M. CLARKE, JAMES K. GABLE, CHARLES M. BRUCE;
JOHN J. BROUSSARD; HENRY (HANK) MILLS; CLAY M. ALLEN;
AND STEPHEN D. GAVIN

Judgment rendered June 8, 2007

* * * * *

Appealed from the
19th Judicial District Court
in and for the Parish of East Baton Rouge, Louisiana
Trial Court No. 507,714
The Honorable William A. Morvant

* * * * *

JAMES R. LEWIS
CATHERINE S. ST. PIERRE
MARY G. ERLINGSON
MICHAEL W. MCKAY
MICHAEL D. LUTGRING
BATON ROUGE, LA

ATTORNEYS FOR
PLAINTIFF/APPELLANT
TRANS PACIFIC INTERACTIVE,
INC.

H. ALSTON JOHNSON, III
MICHAEL D. HUNT
JANE A. ROBERT
BATON ROUGE, LA

ATTORNEYS FOR
DEFENDANT/APPELLEE
JAMES K. GABLE

MICHAEL P. FRUGÉ
BATON ROUGE, LA

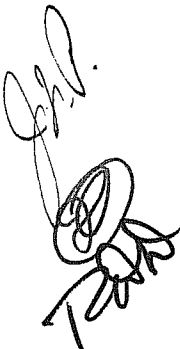
ATTORNEY FOR
DEFENDANTS/APPELLEES
DATEX SPECTRUM, LLC,
CLAY M. ALLEN, AND JOHN L.
BROUSSARD

BRIAN D. KATZ
NEW ORLEANS, LA
AND
RICHARD J. OPARIL
WASHINGTON, D.C.

ATTORNEYS FOR
DEFENDANT/APPELLEE
STEPHEN D. GAVIN

PAUL H. SPAHT
BATON ROUGE, LA

ATTORNEY FOR
DEFENDANT/APPELLEE
CHARLES BRUCE



STEPHEN D. MARX
METAIRIE, LA

ATTORNEY FOR
DEFENDANTS/APPELLEES
K. STEVEN ROBERTS AND
DONALD M. CLARKE

* * * * *

BEFORE: PETTIGREW, DOWNING, AND HUGHES, JJ.

PETTIGREW, J.

In this case, plaintiff appeals a trial court judgment sustaining the defendants' declinatory exceptions raising the objection of lack of personal jurisdiction and dismissing the plaintiff's claims against James K. Gable and Charles M. Bruce without prejudice. The sole issue for our review is whether a Louisiana court can exercise personal jurisdiction over Mr. Gable and Mr. Bruce in this matter.

After a thorough review of the record and relevant jurisprudence, we find that the recent supreme court case, **Southeast Wireless Network, Inc. v. U.S. Telemetry Corp.**, 2006-1736 (La. 4/11/07), ____ So.2d ____, is controlling precedent. Thus, we reverse the trial court's judgment and remand the matter to the trial court for further proceedings. All costs of this appeal are assessed against defendants, James K. Gable and Charles M. Bruce.¹

REVERSED AND REMANDED.

¹ This summary disposition is issued in compliance with Uniform Rules-Courts of Appeal Rule 2-16.2A(2).