

United States Court of Appeals
for the Fifth Circuit

No. 25-40299
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

February 26, 2026

Lyle W. Cayce
Clerk

WENDY RENEE VENGLAR,

Plaintiff—Appellant,

versus

LINDA JARMILLIO,

Defendant—Appellee.

Appeal from the United States District Court
for the Southern District of Texas
USDC No. 6:24-CV-41

Before DAVIS, WILSON, and DOUGLAS, *Circuit Judges.*

PER CURIAM:*

Wendy Renee Venglar, proceeding pro se, appeals the district court's dismissal without prejudice of her civil action for lack of subject-matter jurisdiction. We review this dismissal de novo. *Khalil v. Hazuda*, 833 F.3d 463, 466 (5th Cir. 2016). As the party asserting jurisdiction, Venglar had the burden to prove that jurisdiction existed. *See Ramming v. United States*, 281

* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.

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F.3d 158, 161 (5th Cir. 2001). She has failed to show any basis for federal subject-matter jurisdiction regarding her complaint. *See* 28 U.S.C. §§ 1331, 1332; *Arbaugh v. Y&H Corp.*, 546 U.S. 500, 513 (2006). Although she contends that the district court should have transferred her complaint to state court pursuant to 28 U.S.C. § 1404(a), she has not shown that § 1404(a) authorizes such a transfer. *See Pope v. Atl. Coast Line R. Co.*, 345 U.S. 379, 384 (1953).

The district court's judgment is AFFIRMED.