

07-11191 BRISCOE V. VIRGINIA

DECISION BELOW: 657 S.E. 2d 113

LOWER COURT CASE NUMBER: 070815, 070817

QUESTION PRESENTED:

If a state allows a prosecutor to introduce a certificate of a forensic laboratory analysis, without presenting the testimony of the analyst who prepared the certificate, does the state avoid violating the Confrontation Clause of the Sixth Amendment by providing that the accused has a right to call the analyst as his own witness?

CERT. GRANTED 6/29/2009