

No. 07-591

Title:

Luis E. Melendez-Diaz, Petitioner

v.

Massachusetts

Docket/07-591 (*Melendez-Diaz v. Massachusetts*)

Docketed: November 2, 2007  
Lower Ct: Appeals Court of Massachusetts  
Case Nos.: (05-P-1213)  
Decision Date: July 31, 2007

Discretionary Court  
Decision Date: September 26, 2007

Whether a state forensic analyst's laboratory report prepared for use in a criminal prosecution is "testimonial" evidence subject to the demands of the Confrontation Clause as set forth in Crawford v. Washington, 541 U.S. 36 (2004).

Questions Presented

~~~~Date~  
~ ~~~~~Proceedings and Orders~~~~~

- Oct 26 2007 Petition for a writ of certiorari filed. (Response due December 3, 2007)
- Nov 19 2007 Waiver of right of respondent Massachusetts to respond filed.
- Dec 3 2007 Motion for leave to file amici brief filed by Professors Pamela R. Metzger, et al. (Distributed)
- Dec 3 2007 Motion for leave to file amicus brief filed by Richard D. Friedman. (Distributed)
- Dec 5 2007 DISTRIBUTED for Conference of January 4, 2008.
- Dec 6 2007 Response Requested . (Due January 7, 2008)
- Dec 27 2007 Order extending time to file response to petition to and including February 6, 2008.
- Feb 5 2008 Brief of respondent Massachusetts in opposition filed.
- Feb 19 2008 Reply of petitioner Luis E. Melendez-Diaz filed. (Distributed)
- Feb 20 2008 DISTRIBUTED for Conference of March 14, 2008.
- Mar 17 2008 Motion for leave to file amicus brief filed by Richard D. Friedman GRANTED.
- Mar 17 2008 Motion for leave to file amici brief filed by Professors Pamela R. Metzger, et al. GRANTED.
- Mar 17 2008 Petition GRANTED.
- Apr 23 2008 The time within which to file the joint appendix and petitioner's brief on the merits is extended to and including June 16, 2008.
- Apr 23 2008 The time within which to file respondent's brief on the merits is extended to and including September 2, 2008.
- May 3 2008 Consent to the filing of amicus briefs, in support of either party or neither party, received from counsel for the petitioner

Jun 16 2008 Joint appendix filed (statement of costs received).

Jun 16 2008 Brief of petitioner Luis E. Melendez-Diaz filed.

Jun 23 2008 Brief amici curiae of Law Professors filed.

Jun 23 2008 Brief amicus curiae of National Innocence Network filed.

Jun 23 2008 Brief amici curiae of National Association of Criminal Defense Lawyers, et al. filed.

Jun 23 2008 Brief amicus curiae of Richard D. Friedman filed.

Aug 8 2008 CIRCULATED.

Aug 18 2008 SET FOR ARGUMENT ON Monday, November 10, 2008.

Aug 20 2008 Record received from the Appeals Court of Massachusetts. (1 box)

Sep 2 2008 Brief of respondent Massachusetts filed. (Distributed)

Sep 9 2008 Motion of the Acting Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument filed.

Sep 9 2008 Brief amici curiae of National District Attorneys Association, and District, Prosecuting, and County Attorneys filed. (Distributed)

Sep 9 2008 Brief amicus curiae of United States filed. (Distributed)

Sep 9 2008 Brief amici curiae of Alabama, et al. filed. (Distributed)

Sep 12 2008 Letter, dated September 5, 2008, proposing to lodge non-record materials, namely, three letter responses containing statistics, submitted by counsel for the amici States.

Sep 17 2008 Record received from the Suffolk Superior Criminal Court. (1 envelope)

Oct 2 2008 Reply of petitioner Luis E. Melendez-Diaz filed. (Distributed)

Oct 6 2008 Motion of the Acting Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument GRANTED.

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