

06-8273 DANFORTH V. MINNESOTA

DECISION BELOW: 718 N.W. 2d 451

LOWER COURT CASE NUMBER: A04-1993

QUESTION PRESENTED:

1. Are state supreme courts required to use the standard announced in *Teague v. Lane*, 489 U.S. 288 (1989), to determine whether United States Supreme Court decisions apply retroactively to state-court criminal cases, or may a state court apply state-law- or state-constitution-based retroactivity tests that afford application of Supreme Court decisions to a broader class of criminal defendants than the class defined by *Teague*?
2. Did *Crawford v. Washington*, 541 U.S. 36 (2004), announce a "new rule of constitutional criminal procedure," as *Teague* defines that phrase and, if it did, was it a watershed rule of procedure subject to full retroactive application?

CERT. GRANTED 5/21/2007