

## STATEMENT OF LEGAL ISSUE

WHETHER THE TRIAL COURT ERRED IN RULING THAT STATEMENTS MADE BY S.T. TO DEPUTY DARIN HAIDER AND COLLEEN BRAZIL, A FORENSIC INTERVIEWER EMPLOYED AT CHILD'S VOICE, ARE INADMISSIBLE AT TRIAL BECAUSE DEFENDANT DID NOT HAVE A PRIOR OPPORTUNITY TO CROSS-EXAMINE HER?

The trial court held (SR 135) that these statements were testimonial in nature and thus inadmissible without prior cross-examination by Defendant.