

07-9995 RIVERA V. ILLINOIS

DECISION BELOW: 879 N.E.2d 876

LOWER COURT CASE NUMBER: 98609

QUESTION PRESENTED:

Whether the erroneous denial of a criminal defendant's peremptory challenge that resulted in the challenged juror being seated requires automatic reversal of a conviction because it undermines the trial structure for preserving the constitutional right to due process and an impartial jury.

CERT. GRANTED 10/1/2008