

**08-1065 POTTAWATTAMIE COUNTY, IA V. MCGHEE**

DECISION BELOW:547 F.3d 922

LOWER COURT CASE NUMBER: 07-1453, 07-1524

**QUESTIONS PRESENTED:**

Whether a prosecutor may be subjected to a civil trial and potential damages for a wrongful conviction and incarceration where the prosecutor allegedly (1) violated a criminal defendant's "substantive due process" rights by procuring false testimony during the criminal investigation, and then (2) introduced that same testimony against the criminal defendant at trial.

CERT. GRANTED 4/20/2009