

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

LIZZIE MAE MIXON,

Appellant,

v.

CASE NO. 1D04-0787

STATE OF FLORIDA,

Appellee.

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Opinion filed April 20, 2005.

An appeal from the Circuit Court for Escambia County. Michael G. Allen, Judge.

Nancy A. Daniels, Public Defender; David P. Gauldin, Assistant Public Defender, Tallahassee, for Appellant.

Charlie Crist, Attorney General; Bryan Jordan, Assistant Attorney General, Tallahassee, for Appellee.

PER CURIAM.

Appellant's conviction is AFFIRMED. The error, if any, in admitting the victim's out-of-court statement to Deputy Bates, was harmless beyond a reasonable doubt. A harmless error analysis applies to the recent United States Supreme Court decision of Crawford v. Washington, 124 S. Ct. 1354 (2004). See, e.g., United States

v. Rodriguez-Marrero, 390 F.3d 1, 17-18 (1st Cir. 2004); United States v. Jones, 393 F.3d 107, 109 (2d Cir. 2004); United States v. Robinson, 389 F. 3d 582, 593 (6th Cir. 2004); United States v. Gilbert, 391 F.3d 882, 884 (7th Cir. 2004); Williams v. United States, 858 A.2d 978, 981 (D.C. 2004); Porter v. State, 606 S.E. 2d 240, 243 (Ga. 2004); Vigil v. State, 98 P.3d 172, 179 (Wyo. 2004); Somervell v. State, 883 So. 2d 836, 839 (Fla. 5th DCA 2004).

ERVIN, KAHN and BENTON, JJ., concur.