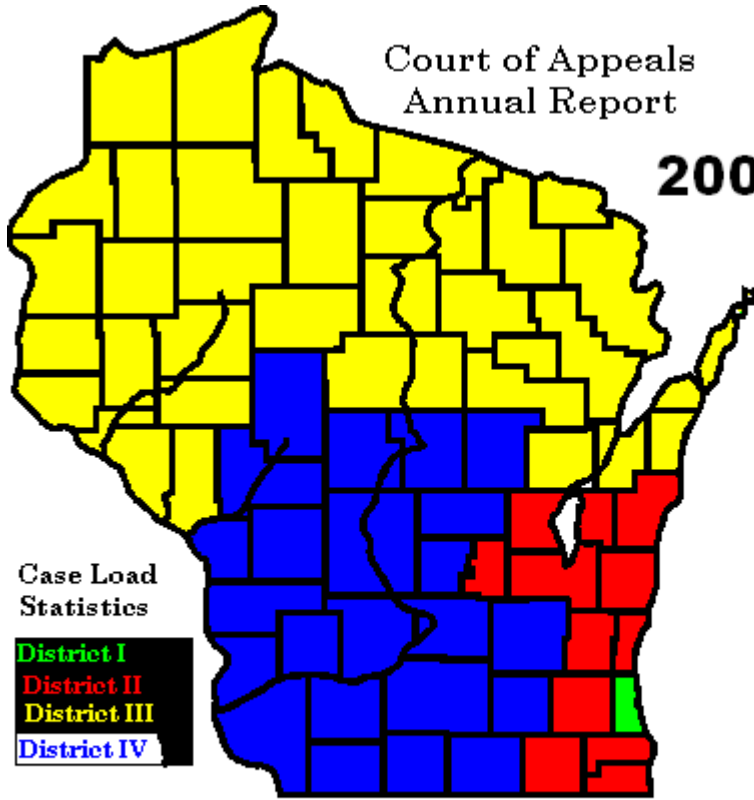


Court of Appeals  
Annual Report

2004



**2004**  
**COURT OF APPEALS - CASE LOAD STATISTICS**

District	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
<b><u>Filings</u></b>	<b><u>1037</u></b>	<b><u>715</u></b>	<b><u>709</u></b>	<b><u>835</u></b>	<b><u>3296</u></b>
Civil	461	390	383	477	1711
Criminal	576	325	326	358	1585
<b>Adjusted Caseload*</b>	<b>-110</b>	<b>+7</b>	<b>-11</b>	<b>+114</b>	
<b>Three-Judge</b>	<b>876</b>	<b>591</b>	<b>557</b>	<b>655</b>	<b>2679</b>
<b>One-Judge</b>	<b>161</b>	<b>124</b>	<b>152</b>	<b>180</b>	<b>617</b>
<b>Average filings per judge</b>	<b>259</b>	<b>179</b>	<b>236</b>	<b>167</b>	<b>206</b>
<b>*Adjusted average/judge</b>	<b>232</b>	<b>181</b>	<b>233</b>	<b>190</b>	<b>206</b>
<b>No Merits</b>	<b>269</b>	<b>121</b>	<b>145</b>	<b>147</b>	<b>682</b>
<b><u>Writs</u></b>	<b><u>67</u></b>	<b><u>48</u></b>	<b><u>20</u></b>	<b><u>51</u></b>	<b><u>186</u></b>
Granted	1	3	1	6	11
<b><u>Leaves to Appeal</u></b>	<b><u>46</u></b>	<b><u>50</u></b>	<b><u>73</u></b>	<b><u>64</u></b>	<b><u>233</u></b>
Granted	10	5	13	18	46
<b>Matter of Right</b>	<b>655</b>	<b>496</b>	<b>471</b>	<b>573</b>	<b>2195</b>

\* Numbers reflect cases exchanged due to workload and no-merit transfer and panel disqualifications. These figures do not reflect consolidations.

<b><u>Submission</u></b>	<b><u>319</u></b>	<b><u>325</u></b>	<b><u>242</u></b>	<b><u>433</u></b>	<b><u>1319</u></b>
Civil	146	207	166	300	819
Criminal	173	118	76	133	500
<b>Cases on Briefs</b>	<b>298</b>	<b>310</b>	<b>237</b>	<b>426</b>	<b>1271</b>
Civil	127	194	163	293	777
Criminal	171	116	74	133	494
<b>Percentage on briefs</b>	<b>93%</b>	<b>95%</b>	<b>98%</b>	<b>98%</b>	<b>96%</b>
<b>Oral Arguments</b>	<b>21</b>	<b>15</b>	<b>5</b>	<b>7</b>	<b>48</b>
Civil	19	13	3	7	42
Criminal	2	2	2	0	6
<b>Percentage Orally Argued</b>	<b>7%</b>	<b>5%</b>	<b>2%</b>	<b>2%</b>	<b>4%</b>

<b>Total Terminations</b>	<b>816</b>	<b>825</b>	<b>697</b>	<b>877</b>	<b>3215</b>
<b>Average terminations per judge</b>	<b>204</b>	<b>206</b>	<b>232</b>	<b>175</b>	<b>201</b>



**Terminations by Opinion:**

<b><u>Opinions</u></b>	<b><u>193</u></b>	<b><u>252</u></b>	<b><u>239</u></b>	<b><u>364</u></b>	<b><u>1048</u></b>
<b>Civil</b>	<b>122</b>	<b>165</b>	<b>162</b>	<b>251</b>	<b>700</b>
<b>Percentage</b>	<b>63%</b>	<b>65%</b>	<b>68%</b>	<b>69%</b>	<b>67%</b>
<b>Criminal</b>	<b>71</b>	<b>87</b>	<b>77</b>	<b>113</b>	<b>348</b>
<b>Percentage</b>	<b>37%</b>	<b>35%</b>	<b>32%</b>	<b>31%</b>	<b>33%</b>
<b>%s of Disposition:</b>					
<b>Affirmed</b>	<b>79%</b>	<b>69%</b>	<b>70%</b>	<b>71%</b>	<b>72%</b>
<b>Reversed</b>	<b>16%</b>	<b>23%</b>	<b>17%</b>	<b>19%</b>	<b>19%</b>
<b>Other</b>	<b>6%</b>	<b>8%</b>	<b>13%</b>	<b>10%</b>	<b>9%</b>
<b>Per Curiams</b>	<b>86</b>	<b>71</b>	<b>124</b>	<b>168</b>	<b>449</b>
<b>Signed Opinions</b>	<b>109</b>	<b>181</b>	<b>115</b>	<b>196</b>	<b>601</b>
<b>1-Judge Opinions*</b>	<b>50</b>	<b>76</b>	<b>42</b>	<b>84</b>	<b>252</b>
<b>3-Judge Opinions</b>	<b>59</b>	<b>105</b>	<b>73</b>	<b>112</b>	<b>349</b>

**Publication Data:**

<b>All Opinions*</b>	<b>163</b>	<b>232</b>	<b>226</b>	<b>322</b>	<b>943</b>
<b>Percentage Published</b>	<b>25%</b>	<b>32%</b>	<b>16%</b>	<b>23%</b>	<b>24%</b>
<b>Considered**</b>	<b>48</b>	<b>98</b>	<b>73</b>	<b>114</b>	<b>333</b>
<b>Published</b>	<b>40</b>	<b>74</b>	<b>36</b>	<b>75</b>	<b>225</b>
<b>Percentage</b>	<b>83%</b>	<b>76%</b>	<b>49%</b>	<b>66%</b>	<b>68%</b>
<b>Civil Published</b>	<b>30</b>	<b>57</b>	<b>30</b>	<b>55</b>	<b>172</b>
<b>Civil Percentage Published</b>	<b>75%</b>	<b>77%</b>	<b>83%</b>	<b>73%</b>	<b>76%</b>

\* This figure reflects Dec 2003 and YTD Nov 2004 three-judge, one-judge and per curiam opinions.

\*\* Three-judge opinions only; deferrals are counted only when decided.

**Termination by Other Means (Orders):**

<b><u>Summary Dispositions</u></b>	<b><u>302</u></b>	<b><u>283</u></b>	<b><u>214</u></b>	<b><u>207</u></b>	<b><u>1006</u></b>
Affirmance	150	93	44	87	374
Reversals	5	15	2	3	25
No Merits	144	167	167	111	589
Other	3	8	1	6	18
<b><u>Memo Opinions</u></b>	<b><u>270</u></b>	<b><u>208</u></b>	<b><u>197</u></b>	<b><u>234</u></b>	<b><u>909</u></b>
Jurisdiction	29	31	24	19	103
Other	141	86	99	116	442
Writs Denied, etc.	67	49	17	51	184
Writs Granted	1	3	1	6	11
Leaves Denied, etc.	32	39	56	42	169
<b><u>Other</u></b>	<b><u>50</u></b>	<b><u>82</u></b>	<b><u>47</u></b>	<b><u>72</u></b>	<b><u>251</u></b>
Voluntary Dismissals	26	64	29	59	178
Stipulations	2	3	4	0	9
Other	22	15	14	13	64

**Motions (not including Leaves to Appeal and Writs Terminated):**

Motions	3692	2274	1527	2530	10,023
Writs Terminated	68	52	18	57	195
Writs Granted	1	3	1	6	11
Leaves Terminated	42	44	69	60	215

**Pending Cases:**

12-31-04	782	423	369	556	2130
12-31-03	632	506	339	522	1999

### SUPREME COURT ACTIVITY

Certifications Filed*	1	7	3	10	21
Certifications Granted	1	7	3	10	21
Bypasses Granted	0	1	1	1	3

\*Consolidated cases counted as one.

Ct. App. Opinions Released	193	252	239	364	1048
Petitions filed on Opns.	117	105	91	137	450
Percentage Filed	61%	42%	38%	38%	43%
<u>Petitions Filed</u>	<u>267</u>	<u>202</u>	<u>152</u>	<u>248</u>	<u>869</u>
Civil	134	104	85	156	479
Criminal	133	98	67	92	390
Petitions Acted Upon	279	210	160	257	906
<u>Granted</u>	<u>23</u>	<u>19</u>	<u>20</u>	<u>42</u>	<u>104</u>
Civil	21	12	17	34	84
Criminal	2	7	3	8	20
SC Opinions on Petitions	15	25	26	26	92
<u>Affirmed</u>	<u>7</u>	<u>13</u>	<u>22</u>	<u>19</u>	<u>61</u> <u>66%</u>
Civil	4	9	21	15	49 53%
Criminal	3	4	1	4	12 13%
<u>Reversed</u>	<u>6</u>	<u>11</u>	<u>3</u>	<u>5</u>	<u>25</u> <u>27%</u>
Civil	5	7	1	4	17 18%
Criminal	1	4	2	1	8 9%
<u>Other*</u>	<u>2</u>	<u>1</u>	<u>1</u>	<u>2</u>	<u>6</u> <u>7%</u>
Civil	2	1	1	1	5 5%
Criminal	0	0	0	1	1 2%

\*Affirmed/remanded; affirmed/reversed in part; modified/affirmed dispositions.

### Supreme Court Disposition of Reviews (8/1/78 - 12/31/04)

Filed	5748	4918	4295	5634	20595
Acted Upon	5700	4894	4282	5569	20445
Granted	551	432	422	604	2009