

Date: November 8, 2007  
 To: Court of Appeals Judges, Director of State Courts, Staff Counsel, Clerk's Office Staff  
 From: David R. Schanker, Clerk  
 Re: COURT OF APPEALS MONTHLY STATISTICAL REPORT - OCTOBER

**Cumulative: January 1, 2007 through October 31, 2007**

<b>APPELLATE DISTRICT</b>	<b>I</b>	<b>II</b>	<b>III</b>	<b>IV</b>	<b>TOTAL</b>
Cases Carried Over from December 31	<u>702</u>	<u>453</u>	<u>376</u>	<u>476</u>	<u>2007</u>
Civil	309	255	213	294	1071
Criminal	393	198	163	182	936
Cases Filed	<u>665</u>	<u>572</u>	<u>518</u>	<u>646</u>	<u>2401</u>
Civil	299	274	292	390	1255
Criminal	366	298	226	256	1146
Cases Docketed	<u>1367</u>	<u>1025</u>	<u>894</u>	<u>1122</u>	<u>4408</u>
Civil	608	529	505	684	2326
Criminal	759	496	389	438	2082
Cases Reopened	<u>9</u>	<u>10</u>	<u>5</u>	<u>15</u>	<u>39</u>
Civil	9	6	4	13	32
Criminal	0	4	1	2	7
Cases Terminated*	<u>656</u>	<u>604</u>	<u>569</u>	<u>659</u>	<u>2488</u>
Opinion - Civil	195	124	123	155	597
Opinion - Criminal	<u>137</u>	<u>77</u>	<u>66</u>	<u>88</u>	<u>368</u>
Subtotal	332	201	189	243	965
Sum. Disp. - Civil	32	79	43	53	207
Sum. Disp. - Criminal	<u>85</u>	<u>133</u>	<u>111</u>	<u>116</u>	<u>445</u>
Subtotal	117	212	154	169	652
Memo Opinion - Civil	123	98	133	127	481
Memo Opinion - Criminal	<u>61</u>	<u>54</u>	<u>52</u>	<u>66</u>	<u>233</u>
Subtotal	184	152	185	193	714
Other - Civil	17	22	34	45	118
Other - Criminal	<u>6</u>	<u>17</u>	<u>7</u>	<u>9</u>	<u>39</u>
Subtotal	23	39	41	54	157
Cases Pending	<u>720</u>	<u>431</u>	<u>330</u>	<u>478</u>	<u>1959</u>
Civil	250	212	176	317	955
Criminal	470	219	154	161	1004

\* Terminations are adjusted to reflect dispositions by panels assigned to cases filed in other districts and cover the "number of cases" terminated.

## Case Activity During the Month of October 2007

Page 2

<b>APPELLATE DISTRICT</b>	<b>I</b>	<b>II</b>	<b>III</b>	<b>IV</b>	<b>TOTAL</b>
<b>Cases Filed</b>	<u>63</u>	<u>53</u>	<u>43</u>	<u>68</u>	<u>227</u>
Civil	19	22	31	44	116
Criminal	44	31	12	24	111
<b>Cases Terminated</b>	<u>63</u>	<u>79</u>	<u>56</u>	<u>96</u>	<u>294</u>
Opinion - Civil	22	9	9	15	55
Opinion - Criminal	11	21	5	7	44
1 - III/IV					
Sum. Disp. - Civil	2	3	8	9	22
Sum. Disp. - Criminal	7	17	11	31	66
3 - III/IV					
7 - I/IV					
Memo Opinion - Civil	12	13	12	24	61
Memo Opinion - Criminal	7	11	2	4	24
Other - Civil	2	4	7	6	19
Other - Criminal	0	1	2	0	3
<b>Cases Reopened</b>	<u>1</u>	<u>0</u>	<u>0</u>	<u>3</u>	<u>4</u>
Civil	1	0	0	3	4
Criminal	0	0	0	0	0
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<b>Notices of Appeal Filed:</b>	<b>I</b>	<b>II</b>	<b>III</b>	<b>IV</b>	<b>TOTAL</b>
<b>One-Judge Appeals</b>	<u>4</u>	<u>12</u>	<u>9</u>	<u>21</u>	<u>46</u>
Civil	2	7	8	14	31
Criminal	2	5	1	7	15
<b>Three-Judge Appeals</b>	<u>55</u>	<u>36</u>	<u>29</u>	<u>36</u>	<u>156</u>
Civil	15	12	18	23	68
Criminal	40	24	11	13	88
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<b>Sup. Writs Filed</b>	1	1	2	4	8
<b>Sup. Writs Terminated</b>	<u>3</u>	<u>4</u>	<u>2</u>	<u>6</u>	<u>15</u>
Granted	0	0	0	0	0
Denied, Dismissed, Other	3	4	2	6	15
<b>Sup. Writs Pending</b>	15	3	4	15	37
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<b>Leave to Appeal Filed</b>	4	5	5	6	20
<b>Leave to Appeal Terminated</b>	<u>2</u>	<u>6</u>	<u>5</u>	<u>10</u>	<u>23</u>
Granted	0	1	0	4	5
Denied, Dismissed, Other	2	5	5	6	18
<b>Leave to Appeal Pending</b>	22	2	5	8	37

## Additional Matters During the Month of October 2007

Page 3

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APPELLATE DISTRICT	I	II	III	IV	TOTAL
<b>Motions Filed</b>					
Numbered Cases	110	84	48	130	372
Extensions of Time	83	49	44	54	230
Unnumbered Cases	105	63	49	45	262
Sua Sponte Matters	<u>36</u>	<u>22</u>	<u>19</u>	<u>29</u>	<u>106</u>
Total Motions Filed	334	218	160	258	970
<b>Motions Terminated</b>					
Numbered Cases	117	93	53	124	387
Extensions of Time	88	49	43	56	236
Unnumbered Cases	132	65	46	46	289
Sua Sponte Matters	<u>37</u>	<u>22</u>	<u>18</u>	<u>24</u>	<u>101</u>
Total Motions Terminated	374	229	160	250	1013
<b>Motions Pending</b>					
Numbered Cases	115	33	25	72	245
Extensions of Time	9	4	6	8	27
Unnumbered Cases	14	2	4	5	25
Sua Sponte Matters	<u>24</u>	<u>5</u>	<u>9</u>	<u>18</u>	<u>56</u>
Total Motions Pending	162	44	44	103	353
<b>Opinions Circulating:</b>	43	20	3	29	95
<b>Opinions Approved but not Released:</b>	5	2	2	7	16
<b>Petitions for Bypass Filed</b>					
Civil	<u>0</u>	<u>0</u>	<u>0</u>	<u>1</u>	<u>1</u>
Criminal	0	0	0	1	1
<b>Certifications Filed</b>					
Civil	<u>0</u>	<u>0</u>	<u>0</u>	<u>1</u>	<u>1</u>
Criminal	0	0	0	0	0
<b>Petitions for Review Filed</b>					
Civil	<u>36</u>	<u>18</u>	<u>16</u>	<u>19</u>	<u>89</u>
Criminal	26	5	8	13	52
	10	13	8	6	37

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## **Wisconsin Court of Appeals**

### **Explanation of Termination Categories**

#### **OPINIONS**

Includes three-judge and one-judge authored opinions and per curiam opinions. All per curiam opinions are assigned to a supervising judge who has the responsibility for approval of the final draft of the opinion after circulation to the panel.

#### **SUMMARY DISPOSITIONS**

Includes opinions issued in the form of a court order after the court has reviewed the briefs and record, and following a screening and decision conference(s). All dispositions in this category are assigned to a supervising judge who is responsible for approval of the final draft of the opinion after circulation to the panel.

#### **MEMO OPINIONS**

Includes opinions issued in the form of a court order prior to a screening and decision conference(s). Examples of memo opinions are: jurisdictional terminations; petitions for writs denied or granted if the order terminates the action; petitions for leave to appeal that are denied; summary disposition of unscreened cases – usually upon a motion; motions to dismiss on the merits that are granted; transfers to circuit court; any other miscellaneous termination of an appeal in which judicial time is expended and a full explication of reasoning is set forth.

#### **OTHER**

Includes miscellaneous orders terminating cases that are issued by the Clerk's Office. Examples of miscellaneous orders are: voluntary dismissals; stipulations to dismiss; failure of an appellant to submit filing fee information.

**Please Note:** Case filings are counted according to the district of origin and tracked through the appellate process in the filing district. Terminations, however, are counted in the district that issued the opinion. For example, a case filed in District IV, but transferred to District III, will be counted as a pending case in District IV until the opinion is issued when adjustments will be made to reflect the termination by District III. In this example, the District III termination will result in one less case pending in District IV.

Page 2 of the Monthly Statistical Report reflects how many cases terminated by a particular district are transfer cases. Page 3 of the report reflects the current status of transfer cases.