

Date: January 4, 2008  
 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 – DECEMBER 2007

**Cumulative: January 1, 2007 through December 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>794</u>	<u>687</u>	<u>619</u>	<u>741</u>	<u>2841</u>
Civil	336	328	344	446	1454
Criminal	458	359	275	295	1387
Cases Docketed	<u>1496</u>	<u>1140</u>	<u>995</u>	<u>1217</u>	<u>4848</u>
Civil	645	583	557	740	2525
Criminal	851	557	438	477	2323
Cases Reopened	<u>10</u>	<u>20</u>	<u>6</u>	<u>15</u>	<u>51</u>
Civil	10	16	5	13	44
Criminal	0	4	1	2	7
Cases Terminated*	<u>777</u>	<u>725</u>	<u>674</u>	<u>853</u>	<u>3029</u>
Opinion - Civil	223	153	142	215	733
Opinion - Criminal	<u>161</u>	<u>96</u>	<u>77</u>	<u>115</u>	<u>449</u>
Subtotal	364	249	219	330	1182
Sum. Disp. – Civil	34	93	53	75	255
Sum. Disp. - Criminal	<u>125</u>	<u>158</u>	<u>144</u>	<u>139</u>	<u>566</u>
Subtotal	159	251	197	214	821
Memo Opinion - Civil	133	118	151	166	568
Memo Opinion - Criminal	<u>69</u>	<u>61</u>	<u>62</u>	<u>80</u>	<u>272</u>
Subtotal	202	179	213	246	840
Other - Civil	22	27	38	51	138
Other - Criminal	<u>10</u>	<u>19</u>	<u>7</u>	<u>12</u>	<u>48</u>
Subtotal	32	46	45	63	186
Cases Pending	<u>729</u>	<u>435</u>	<u>327</u>	<u>379</u>	<u>1870</u>
Civil	243	208	178	246	875
Criminal	486	227	149	133	995

\* 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 December 2007

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<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>57</u>	<u>53</u>	<u>57</u>	<u>230</u>
Civil	18	24	19	36	97
Criminal	45	33	34	21	133
<b>Cases Terminated</b>	<u>64</u>	<u>57</u>	<u>56</u>	<u>80</u>	<u>257</u>
Opinion - Civil	20	12	15	21 2 - III/IV	68
Opinion - Criminal	14	8	7	10 1 - I/IV	42
Sum. Disp. - Civil	1	7	9	14 4 - I/IV	17
Sum. Disp. - Criminal	19	16 2 - I/II	11	6 1 - I/IV	69
Memo Opinion - Civil	5	9	6	21	46
Memo Opinion - Criminal	1	1	6	6	25
Other - Civil	4	3	2	2	9
Other - Criminal	0	1	0	0	8
<b>Cases Reopened</b>	<u>0</u>	<u>9</u>	<u>1</u>	<u>0</u>	<u>10</u>
Civil	0	9	1	0	10
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>11</u>	<u>7</u>	<u>15</u>	<u>11</u>	<u>44</u>
Civil	3	5	4	8	20
Criminal	8	2	11	3	24
<b>Three-Judge Appeals</b>	<u>47</u>	<u>44</u>	<u>35</u>	<u>38</u>	<u>164</u>
Civil	10	17	13	20	60
Criminal	37	27	22	18	104
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<b>Sup. Writs Filed</b>	3	1	1	3	8
<b>Sup. Writs Terminated</b>	<u>2</u>	<u>2</u>	<u>2</u>	<u>2</u>	<u>8</u>
Granted	0	0	0	0	0
Denied, Dismissed, Other	2	2	2	2	8
<b>Sup. Writs Pending</b>	19	3	2	8	32
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<b>Leave to Appeal Filed</b>	3	6	3	5	17
<b>Leave to Appeal Terminated</b>	<u>7</u>	<u>3</u>	<u>6</u>	<u>3</u>	<u>19</u>
Granted	1	0	0	0	1
Denied, Dismissed, Other	6	3	6	3	18
<b>Leave to Appeal Pending</b>	21	6	1	11	39

## Additional Matters During the Month of December 2007

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APPELLATE DISTRICT	I	II	III	IV	TOTAL
<b>Motions Filed</b>					
Numbered Cases	76	73	48	91	288
Extensions of Time	67	56	36	36	195
Unnumbered Cases	76	67	33	47	223
Sua Sponte Matters	<u>8</u>	<u>14</u>	<u>19</u>	<u>23</u>	<u>64</u>
Total Motions Filed	227	210	136	197	770
<b>Motions Terminated</b>					
Numbered Cases	82	62	53	92	289
Extensions of Time	66	54	37	44	201
Unnumbered Cases	96	66	33	51	246
Sua Sponte Matters	<u>10</u>	<u>12</u>	<u>19</u>	<u>24</u>	<u>65</u>
Total Motions Terminated	254	194	142	211	801
<b>Motions Pending</b>					
Numbered Cases	116	54	20	59	249
Extensions of Time	19	8	2	4	33
Unnumbered Cases	24	8	1	6	59
Sua Sponte Matters	<u>16</u>	<u>7</u>	<u>5</u>	<u>18</u>	<u>46</u>
Total Motions Pending	175	77	28	87	367
<b>Opinions Circulating:</b>	42	18	1	16	77
<b>Opinions Approved but not Released:</b>	2	0	0	0	2
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<b>Petitions for Bypass Filed</b>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Civil	0	0	0	0	0
Criminal	0	0	0	0	0
<b>Certifications Filed</b>	<u>0</u>	<u>1</u>	<u>0</u>	<u>0</u>	<u>1</u>
Civil	0	1	0	0	1
Criminal	0	0	0	0	0
<b>Petitions for Review Filed</b>	<u>12</u>	<u>13</u>	<u>4</u>	<u>40</u>	<u>69</u>
Civil	5	6	2	25	38
Criminal	7	7	2	15	31

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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.