

Date: April 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 – March 2008

**Cumulative: January 1, 2008 through March 31, 2008**

<b>APPELLATE DISTRICT</b>	<b>I</b>	<b>II</b>	<b>III</b>	<b>IV</b>	<b>TOTAL</b>
Cases Carried Over from Dec. 31, 2007	<u>654</u>	<u>459</u>	<u>313</u>	<u>480</u>	<u>1906</u>
Civil	240	223	172	279	914
Criminal	414	236	141	201	992
Cases Filed	<u>231</u>	<u>196</u>	<u>145</u>	<u>194</u>	<u>766</u>
Civil	101	97	61	111	370
Criminal	130	99	84	83	396
Cases Docketed	<u>885</u>	<u>655</u>	<u>458</u>	<u>674</u>	<u>2672</u>
Civil	341	320	233	390	1284
Criminal	544	335	225	284	1388
Cases Reopened	<u>3</u>	<u>2</u>	<u>1</u>	<u>4</u>	<u>10</u>
Civil	3	2	0	4	9
Criminal	0	0	1	0	1
Cases Terminated*	<u>194</u>	<u>179</u>	<u>158</u>	<u>239</u>	<u>770</u>
Opinion - Civil	50	35	37	60	182
Opinion - Criminal	<u>18</u>	<u>27</u>	<u>23</u>	<u>26</u>	<u>94</u>
Subtotal	68	62	60	86	276
Sum. Disp. – Civil	6	12	11	15	44
Sum. Disp. - Criminal	<u>64</u>	<u>34</u>	<u>37</u>	<u>65</u>	<u>200</u>
Subtotal	70	46	48	80	244
Memo Opinion - Civil	29	28	29	43	129
Memo Opinion - Criminal	<u>14</u>	<u>29</u>	<u>12</u>	<u>17</u>	<u>72</u>
Subtotal	43	57	41	60	201
Other - Civil	9	11	8	10	38
Other - Criminal	<u>4</u>	<u>3</u>	<u>1</u>	<u>3</u>	<u>11</u>
Subtotal	13	14	9	13	49
Cases Pending	<u>694</u>	<u>478</u>	<u>301</u>	<u>439</u>	<u>1912</u>
Civil	250	236	148	266	900
Criminal	444	242	153	173	1012

\* 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 March 2008

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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>91</u>	<u>61</u>	<u>62</u>	<u>62</u>	<u>276</u>
Civil	41	27	22	35	125
Criminal	50	34	40	27	151
<b>Cases Terminated</b>	<u>62</u>	<u>60</u>	<u>57</u>	<u>68</u>	<u>247</u>
Opinion - Civil	10	10	9	11	40
Opinion - Criminal	4	13	6	6	29
				1 - III/IV	
Sum. Disp. - Civil	1	5	2	3	11
Sum. Disp. - Criminal	26	9	16	19	70
				6 - I/IV	
Memo Opinion - Civil	13	11	12	14	50
Memo Opinion - Criminal	5	6	8	8	27
				1 - III/IV	
Other - Civil	3	4	3	5	15
Other - Criminal	0	2	1	2	5
<b>Cases Reopened</b>	<u>2</u>	<u>0</u>	<u>1</u>	<u>1</u>	<u>4</u>
Civil	2	0	0	1	3
Criminal	0	0	1	0	1

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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>13</u>	<u>13</u>	<u>7</u>	<u>13</u>	<u>46</u>
Civil	11	7	3	8	29
Criminal	2	6	4	5	17
<b>Three-Judge Appeals</b>	<u>70</u>	<u>38</u>	<u>49</u>	<u>37</u>	<u>194</u>
Civil	22	13	15	17	67
Criminal	48	25	34	20	127

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<b>Sup. Writs Filed</b>	7	5	1	8	21
<b>Sup. Writs Terminated</b>	<u>12</u>	<u>4</u>	<u>1</u>	<u>7</u>	<u>24</u>
Granted	0	1	0	0	1
Denied, Dismissed, Other	12	3	1	7	23
<b>Sup. Writs Pending</b>	17	7	1	13	41

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<b>Leave to Appeal Filed</b>	2	5	6	5	18
<b>Leave to Appeal Terminated</b>	<u>2</u>	<u>10</u>	<u>9</u>	<u>3</u>	<u>24</u>
Granted	2	1	0	0	3
Denied, Dismissed, Other	0	9	9	3	21
<b>Leave to Appeal Pending</b>	21	9	6	5	41

## Additional Matters During the Month of March 2008

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APPELLATE DISTRICT	I	II	III	IV	TOTAL
<b>Motions Filed</b>					
Numbered Cases	113	78	66	75	332
Extensions of Time	67	49	43	47	206
Unnumbered Cases	120	71	49	63	303
Sua Sponte Matters	<u>29</u>	<u>23</u>	<u>12</u>	<u>38</u>	<u>102</u>
Total Motions Filed	329	221	170	223	943
<b>Motions Terminated</b>					
Numbered Cases	115	89	58	89	351
Extensions of Time	56	41	46	50	203
Unnumbered Cases	111	74	48	61	294
Sua Sponte Matters	<u>37</u>	<u>27</u>	<u>11</u>	<u>21</u>	<u>96</u>
Total Motions Terminated	319	241	163	221	944
<b>Motions Pending</b>					
Numbered Cases	112	50	21	58	241
Extensions of Time	13	3	4	4	24
Unnumbered Cases	21	7	4	3	35
Sua Sponte Matters	<u>14</u>	<u>9</u>	<u>4</u>	<u>24</u>	<u>51</u>
Total Motions Pending	160	69	33	89	351
<b>Opinions Circulating:</b>	28	7	7	14	56
<b>Opinions Approved but not Released:</b>	4	6	7	0	17
<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>0</u>	<u>0</u>
Criminal	0	0	0	0	0
<b>Petitions for Review Filed</b>					
Civil	<u>12</u>	<u>16</u>	<u>11</u>	<u>25</u>	<u>64</u>
Criminal	6	11	3	19	39
	6	5	8	6	25

## **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.