



WISCONSIN COURT OF APPEALS

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RICHARD S. BROWN
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WISCONSIN COURT OF APPEALS MONTHLY STATISTICAL REPORT

DECEMBER 2008

This statistical report presents information about the case filings and dispositions of the Wisconsin Court of Appeals during the month of December 2008 and for the calendar year ending December 31, 2008.

Opinions and Orders Issued by the Court

The Court of Appeals issued 105 opinions, 97 summary dispositions, and 64 other written decisions in December. Opinions include three-judge and one-judge authored opinions and per curiam opinions. Summary dispositions include opinions issued in the form of a court order after the court has reviewed the briefs and the record and, generally, following a screening and decision conference. Other written decisions include memorandum opinions, which are issued in the form of a court order prior to a screening and decision conference, and miscellaneous orders terminating cases (e.g., voluntary dismissals and stipulations to dismiss). The breakdown by district and type of disposition is as follows:

<u>December 2008</u>	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Cases Terminated	<u>69</u>	<u>66</u>	<u>53</u>	<u>78</u>	<u>266</u>
Opinion - Civil	10	14	14	23	61
Opinion - Criminal	22	9	5	8	44
Sum. Disp. - Civil.....	2	7	5	13	27
Sum. Disp. - Criminal	21	21	13	15	70
Memo Opinion - Civil.....	7	10	11	9	37
Memo Opinion - Criminal.....	6	4	4	6	20
Other - Civil	1	1	1	2	5
Other - Criminal	0	0	0	2	2

During the year ended December 31, 2008, the Court of Appeals issued 1119 opinions, 909 summary dispositions, and 1050 other written decisions.

<u>Year to Date</u>	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Cases Terminated.....	<u>814</u>	<u>752</u>	<u>629</u>	<u>883</u>	<u>3078</u>
Opinion - Civil	160	158	126	216	660
Opinion - Criminal	164	115	80	100	459
Sum. Disp. – Civil.....	33	62	50	65	210
Sum. Disp. - Criminal	216	151	139	193	699
Memo Opinion - Civil.....	132	128	135	179	574
Memo Opinion - Criminal	72	87	68	70	297
Other - Civil	27	41	26	47	141
Other - Criminal	10	10	5	13	38

Appeals Filed

A total of 246 appeals were filed during the month. An appeal asks the Court of Appeals to review the decision of the circuit court.

<u>December 2008</u>	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Cases Filed	<u>82</u>	<u>58</u>	<u>53</u>	<u>53</u>	<u>246</u>
Civil.....	30	31	34	34	129
Criminal	52	27	19	19	117

During the year ended December 31, 2008, a total of 3102 appeals were filed.

<u>Year to Date</u>	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Cases Filed	<u>856</u>	<u>827</u>	<u>659</u>	<u>760</u>	<u>3102</u>
Civil.....	382	389	355	452	1578
Criminal	474	438	304	308	1524

Appeals Pending

As of the end of December, a total of 2008 cases were pending before the Court of Appeals.

	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Cases Pending	<u>622</u>	<u>562</u>	<u>332</u>	<u>492</u>	<u>2008</u>
Civil.....	268	257	186	273	984
Criminal	354	305	146	219	1024

Petitions for Supervisory Writ

The Court of Appeals received 11 and disposed of 5 petitions for supervisory writ during the month. A petition for supervisory writ asks the Court of Appeals to order the circuit court to take a certain action in a case.

	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Sup. Writs Filed.....	3	0	2	6	11
Sup. Writs Terminated	<u>1</u>	<u>1</u>	<u>2</u>	<u>1</u>	<u>5</u>
Granted.....	0	0	0	0	0
Denied, Dismissed, Other.....	1	1	2	1	5
Sup. Writs Pending.....	26	5	2	11	44

Petitions for Leave to Appeal

The Court of Appeals received 17 and disposed of 19 petitions for leave to appeal during the month. A petition for leave to appeal asks the Court of Appeals to invoke its discretionary jurisdiction and accept the appeal of a case in which a final order has not been issued.

	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Leave to Appeal Petitions Filed	4	6	4	3	17
Leave to Appeal Petitions Terminated	<u>5</u>	<u>3</u>	<u>5</u>	<u>6</u>	<u>19</u>
Granted.....	1	1	1	2	5
Denied, Dismissed, Other.....	4	2	4	4	14
Leave to Appeal Petitions Pending.....	20	10	3	6	39

Petitions for Review, Petitions for Bypass, and Certifications to the Supreme Court

The Supreme Court received 71 petitions for review of decisions of the Court of Appeals, no petitions to bypass the Court of Appeals, and 1 request for certification. In a petition for bypass, a party requests that the Supreme Court take jurisdiction of an appeal or other proceeding pending in the Court of Appeals. In a request for certification, the Court of Appeals asks the Supreme Court to exercise its appellate jurisdiction before the Court of Appeals hears the matter.

	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Petitions for Review Filed	<u>17</u>	<u>18</u>	<u>12</u>	<u>24</u>	<u>71</u>
Civil.....	7	7	7	18	39
Criminal	10	11	5	6	32
Petitions for Bypass Filed.....	<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
Certifications Filed.....	<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