



WISCONSIN COURT OF APPEALS

OFFICE OF THE CLERK
110 EAST MAIN STREET, SUITE 215
P.O. BOX 1688
MADISON, WISCONSIN 53701-1688

DAVID R. SCHANKER
Clerk of Court of Appeals

Telephone (608) 266-1880
Facsimile (608) 267-0640
Web Site: www.wicourts.gov

RICHARD S. BROWN
Chief Judge

WISCONSIN COURT OF APPEALS MONTHLY STATISTICAL REPORT

FEBRUARY 2009

This statistical report presents information about the case filings and dispositions of the Wisconsin Court of Appeals during the month of February 2009 and to date for the year that began on January 1, 2009.

Opinions and Orders Issued by the Court

The Court of Appeals issued 103 opinions, 63 summary dispositions, and 78 other written decisions in February. 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>February 2009</u>	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Cases Terminated	<u>70</u>	<u>55</u>	<u>72</u>	<u>47</u>	<u>244</u>
Opinion - Civil	17	17	20	15	69
Opinion - Criminal	13	8	6	7	34
Sum. Disp. - Civil.....	4	1	5	3	13
Sum. Disp. - Criminal	19	15	13	3	50
Memo Opinion - Civil.....	10	7	17	15	49
Memo Opinion - Criminal.....	3	2	8	4	17
Other - Civil	3	4	3	0	10
Other - Criminal	1	1	0	0	2

So far this year, the Court of Appeals has issued 168 opinions, 124 summary dispositions, and 183 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>133</u>	<u>111</u>	<u>129</u>	<u>102</u>	<u>475</u>
Opinion - Civil	34	26	30	21	111
Opinion - Criminal	21	11	10	15	57
Sum. Disp. - Civil.....	6	6	8	8	28
Sum. Disp. - Criminal	32	27	26	11	96
Memo Opinion - Civil.....	17	19	30	27	93
Memo Opinion - Criminal.....	7	9	18	13	47
Other - Civil	9	8	6	5	28
Other - Criminal	7	5	1	2	15

Appeals Filed

A total of 228 appeals were filed during the month. An appeal asks the Court of Appeals to review the decision of the circuit court.

<u>February 2009</u>	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Cases Filed	<u>57</u>	<u>69</u>	<u>44</u>	<u>58</u>	<u>228</u>
Civil.....	26	33	21	38	118
Criminal	31	36	23	20	110

So far this year, a total of 490 appeals have been filed.

<u>Year to Date</u>	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Cases Filed	<u>144</u>	<u>127</u>	<u>104</u>	<u>115</u>	<u>490</u>
Civil.....	60	67	56	68	251
Criminal	84	60	48	47	239

Appeals Pending

As of the end of the month, a total of 2016 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>568</u>	<u>307</u>	<u>519</u>	<u>2016</u>
Civil.....	257	263	168	268	974
Criminal	365	305	139	233	1042

Petitions for Supervisory Writ

The Court of Appeals received 24 and disposed of 13 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.....	11	4	4	5	24
Sup. Writs Terminated	<u>3</u>	<u>3</u>	<u>3</u>	<u>4</u>	<u>13</u>
Granted.....	0	0	0	0	0
Denied, Dismissed, Other.....	3	3	3	4	13
Sup. Writs Pending.....	33	7	3	12	55

Petitions for Leave to Appeal

The Court of Appeals received 18 and disposed of 16 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	5	7	3	3	18
Leave to Appeal Petitions Terminated	<u>0</u>	<u>8</u>	<u>6</u>	<u>2</u>	<u>16</u>
Granted.....	0	4	0	1	5
Denied, Dismissed, Other.....	0	4	6	1	11
Leave to Appeal Petitions Pending.....	28	8	6	5	47

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

The Supreme Court received 58 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>13</u>	<u>14</u>	<u>14</u>	<u>58</u>
Civil.....	9	6	7	5	27
Criminal	8	7	7	9	31
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>0</u>	<u>0</u>	<u>1</u>	<u>1</u>
Civil.....	0	0	0	1	1
Criminal	0	0	0	0	0