



# WISCONSIN COURT OF APPEALS

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## WISCONSIN COURT OF APPEALS MONTHLY STATISTICAL REPORT

**OCTOBER 2009**

This statistical report presents information about the case filings and dispositions of the Wisconsin Court of Appeals during the month of October 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 90 opinions, 57 summary dispositions, and 121 other written decisions in October. 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>October 2009</u>	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Cases Terminated .....	<u>84</u>	<u>58</u>	<u>54</u>	<u>72</u>	<u>268</u>
Opinion - Civil .....	9	11	11	20	51
Opinion - Criminal .....	14	6	5	14	39
Sum. Disp. - Civil.....	7	4	4	4	19
Sum. Disp. - Criminal .....	8	8	13	9	38
Memo Opinion - Civil.....	26	16	10	21	73
Memo Opinion - Criminal.....	10	7	7	1	25
Other - Civil .....	5	5	4	3	17
Other - Criminal .....	5	1	0	0	6

So far this year, the Court of Appeals has issued 897 opinions, 688 summary dispositions, and 964 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>688</u>	<u>650</u>	<u>510</u>	<u>701</u>	<u>2549</u>
Opinion - Civil .....	126	129	99	154	508
Opinion - Criminal .....	128	110	54	97	389
Sum. Disp. - Civil.....	50	47	40	50	187
Sum. Disp. - Criminal .....	119	144	103	135	501
Memo Opinion - Civil.....	145	110	120	184	559
Memo Opinion - Criminal.....	70	64	62	42	238
Other - Civil .....	30	33	28	30	121
Other - Criminal .....	20	13	4	9	46

#### Appeals Filed

A total of 239 appeals were filed during the month. An appeal asks the Court of Appeals to review the decision of the circuit court.

<u>October 2009</u>	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
Cases Filed .....	<u>74</u>	<u>61</u>	<u>48</u>	<u>56</u>	<u>239</u>
Civil.....	38	31	23	31	123
Criminal .....	36	30	25	25	116

So far this year, a total of 2633 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>800</u>	<u>624</u>	<u>598</u>	<u>611</u>	<u>2633</u>
Civil.....	360	322	340	387	1409
Criminal .....	440	302	258	224	1224

#### Appeals Pending

As of the end of the month, a total of 2134 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>676</u>	<u>510</u>	<u>431</u>	<u>517</u>	<u>2134</u>
Civil.....	259	252	253	286	1050
Criminal .....	417	258	178	231	1084

### Petitions for Supervisory Writ

The Court of Appeals received 20 and disposed of 32 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.....	8	4	2	6	20
Sup. Writs Terminated .....	<u>19</u>	<u>3</u>	<u>1</u>	<u>9</u>	<u>32</u>
Granted.....	0	0	0	0	0
Denied, Dismissed, Other.....	19	3	1	9	32
Sup. Writs Pending.....	18	9	2	12	41

### Petitions for Leave to Appeal

The Court of Appeals received 15 and disposed of 18 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 .....	1	7	6	1	15
Leave to Appeal Petitions Terminated	<u>5</u>	<u>7</u>	<u>2</u>	<u>4</u>	<u>18</u>
Granted.....	2	0	0	1	3
Denied, Dismissed, Other.....	3	7	2	3	15
Leave to Appeal Petitions Pending.....	11	7	5	3	26

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

The Supreme Court received 66 petitions for review of decisions of the Court of Appeals, 2 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>27</u>	<u>21</u>	<u>8</u>	<u>10</u>	<u>66</u>
Civil.....	13	7	3	4	27
Criminal .....	14	14	5	6	39
Petitions for Bypass Filed.....	<u>2</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>2</u>
Civil.....	2	0	0	0	2
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