

Wisconsin Court of Appeals 2024 Annual Report



2024 COURT OF APPEALS - CASE LOAD STATISTICS

| District | <u>I</u> | <u>II</u> | <u>III</u> | <u>IV</u> | <u>Total</u> |
|---------------------------|------------|------------|------------|------------|--------------|
| <u>Filings</u> | <u>647</u> | <u>676</u> | <u>545</u> | <u>661</u> | <u>2529</u> |
| Civil | 344 | 349 | 311 | 414 | 1418 |
| Criminal | 303 | 327 | 234 | 247 | 1111 |
| Average filings per judge | 162 | 169 | 182 | 132 | 158 |
| Three-Judge | 504 | 536 | 422 | 497 | 1959 |
| One-Judge | 143 | 140 | 123 | 164 | 570 |
| No Merit Filings | 90 | 88 | 46 | 45 | 269 |
| Writs Filed | 70 | 49 | 48 | 43 | 210 |
| Granted | 11 | 4 | 2 | 1 | 18 |
| Leaves to Appeal Filed | 36 | 37 | 53 | 44 | 170 |
| Granted | 6 | 7 | 10 | 7 | 30 |
| Matter of Right | 451 | 502 | 398 | 529 | 1880 |

| Submission* | 235 | 237 | <u>179</u> | 223 | <u>874</u> |
|--|-----|------|------------|-----|------------|
| Cases on Briefs | 233 | 236 | 176 | 221 | 866 |
| Civil | 104 | 97 | 106 | 134 | 441 |
| Criminal | 129 | 139 | 70 | 87 | 425 |
| Percentage on briefs | 99% | 100% | 98% | 99% | 99% |
| Oral Argument Scheduled | 2 | 1 | 3 | 2 | 8 |
| Civil | 1 | 1 | 2 | 2 | 6 |
| Criminal | 1 | 0 | 1 | 0 | 2 |
| Percentage of Oral Argument Scheduled | .9% | .4% | 1.7% | .9% | .9% |

^{*} These figures reflect consolidated cases as one.

| Total Terminations | 574 | 741 | 499 | 662 | 2476 |
|--------------------------------|-----|-----|-----|-----|------|
| Average terminations per judge | 144 | 185 | 166 | 132 | 155 |

Percentages of Total Terminations:

| Opinion | 28% | 25% | 26% | 29% | 27% |
|----------------------------|-----|-----|-----|-----|-----|
| Summary Disposition | 28% | 28% | 21% | 23% | 25% |
| Memo Opinion | 28% | 29% | 34% | 31% | 30% |
| Other | 16% | 18% | 19% | 17% | 17% |

Percentages of Civil/Criminal Affirmances:

| Civil: % Affirmed | 91% | 82% | 78% | 69% | 79% |
|----------------------|-----|-----|-----|-----|-----|
| Criminal: % Affirmed | 80% | 84% | 71% | 70% | 77% |

Please note that the remaining percentage of dispositions include reversals and dispositions categorized as other (affirmed in part, reversed in part, affirmed and remanded, dismissed, modified and as modified affirmed, etc.)

Average* Days to Decision:

| Notice of Appeal to Decision | 299 | 268 | 338 | 267 | 289 |
|------------------------------|-----|-----|-----|-----|-----|
| Three-Judge Opinions | 583 | 521 | 651 | 387 | 505 |
| One-Judge Opinions | 229 | 222 | 475 | 242 | 260 |
| Per Curiam Opinions | 567 | 526 | 604 | 471 | 540 |
| Summary Dispositions | | | | | |
| without No Merits | 562 | 490 | 659 | 422 | 512 |
| No Merit SMDs | 401 | 376 | 462 | 512 | 425 |
| Memo Opinions | 113 | 96 | 100 | 95 | 101 |
| Orders** | 49 | 32 | 46 | 66 | 47 |
| Fast Tracks | N/A | 219 | 236 | 116 | 190 |

^{*} For all categories: from Notice of Appeal to Decision

^{**}Does not include voluntary dismissals.

Terminations by Opinion:

| <u>Opinions</u> | <u>158</u> | <u>186</u> | <u>129</u> | <u>189</u> | <u>662</u> |
|--|------------------|------------------|------------------|-------------------|------------------|
| Civil | 91 | 116 | 77 | 124 | 408 |
| Percentage | 58% | 62% | 60% | 66% | 62% |
| Criminal | 67 | 70 | 52 | 65 | 254 |
| Percentage | 42% | 38% | 40% | 34% | 38% |
| %s of Disposition: Affirmed Reversed Other | 87% 10% 3% | 76% 16% 8% | 74% 18% 9% | 68% 21% 12% | 76% 16% 8% |
| Per Curiams | 84 | 88 | 79 | 91 | 342 |
| Signed Opinions | 74 | 98 | 50 | 98 | 320 |
| 1-Judge Opinions | 62 | 75 | 24 | 47 | 208 |
| 3-Judge Opinions | 12 | 23 | 26 | 51 | 112 |

Publication Data:

| All Opinions*† | 106 | 144 | 107 | 137 | 494 |
|---------------------------------------|---------------|---------------|---------------|---------------|----------------|
| Percentage Published | 7% | 13% | 15% | 15% | 13% |
| Considered** | 11 | 19 | 26 | 39 | 95 |
| Published Civil Criminal | $\frac{7}{3}$ | 19 13 6 | 16 11 5 | 21 16 5 | 63 43 20 |
| Percentage of Considered Published | 64% | 100% | 62% | 54% | 66% |

^{*} This figure reflects Dec 2023 and YTD Nov 2024 three-judge, one-judge and per curiam opinions.

 $[\]dagger$ These figures reflect consolidated cases as one.

^{**} Three-judge opinions only; deferrals are counted only when decided.

| District | <u>I</u> | <u>II</u> | <u>III</u> | <u>IV</u> | <u>Total</u> |
|----------|----------|-----------|------------|-----------|--------------|
|----------|----------|-----------|------------|-----------|--------------|

Termination by Other Means (Orders):

| Summary Dispositions | <u>160</u> | <u>205</u> | <u>103</u> | <u>151</u> | <u>619</u> |
|----------------------|------------|------------|------------|------------|------------|
| Affirmance | 68 | 96 | 31 | 69 | 264 |
| Reversals | 0 | 9 | 5 | 7 | 21 |
| No Merits | 86 | 95 | 53 | 60 | 294 |
| Rejected No Merits | 13 | 7 | 8 | 18 | 46 |
| Dismissals | 1 | 0 | 4 | 3 | 8 |
| Other | 5 | 5 | 10 | 12 | 32 |
| Memo Opinions | <u>161</u> | <u>213</u> | <u>170</u> | <u>206</u> | <u>750</u> |
| Jurisdiction | 41 | 31 | 13 | 31 | 116 |
| Dismissals | 13 | 91 | 65 | 94 | 263 |
| Other | 26 | 2 | 5 | 8 | 41 |
| Writs Denied, etc. | 42 | 48 | 43 | 34 | 167 |
| Writs Granted | 11 | 4 | 2 | 1 | 18 |
| Leaves Denied, etc. | 28 | 37 | 42 | 38 | 145 |
| <u>Other</u> | <u>92</u> | <u>130</u> | <u>97</u> | <u>114</u> | <u>433</u> |
| Voluntary Dismissals | 31 | 57 | 55 | 71 | 214 |
| Dismissals | 1 | 5 | 0 | 5 | 11 |
| Stipulations | 0 | 0 | 2 | 0 | 2 |
| Other | 60 | 68 | 40 | 38 | 206 |

Motions and Petitions:

| Motions Filed | 5604 | 5420 | 3920 | 4519 | 19463 |
|--------------------------|------|------|------|------|-------|
| Writs Terminated | 53 | 52 | 45 | 35 | 185 |
| Writs Granted | 11 | 4 | 2 | 1 | 18 |
| Leaves Terminated | 34 | 44 | 52 | 45 | 175 |

Pending Cases (current assigned panel):

| 12-31-2024 | 578 | 533 | 506 | 507 | 2124 |
|------------|-----|-----|-----|-----|------|
| 12-31-2023 | 492 | 566 | 440 | 493 | 1991 |

SUPREME COURT ACTIVITY

Consolidated Cases Counted as One

| Certifications Filed | 0 | 0 | 0 | 0 | 0 |
|-------------------------------|---|---|---|---|---|
| Certifications Granted | 0 | 0 | 0 | 0 | 0 |
| Bypasses Granted | 0 | 1 | 0 | 5 | 6 |

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|----------------------------|------------|------------|-----------|------------|------------|
| Ct. App. Opinions Released | 113 | 149 | 103 | 137 | 502 |
| Petitions filed on Opns. | 57 | 68 | 39 | 42 | 206 |
| Percentage Filed | 50% | 46% | 38% | 31% | 41% |
| Petitions Filed* | <u>157</u> | <u>186</u> | <u>98</u> | <u>120</u> | <u>561</u> |
| Civil* | 71 | 87 | 52 | 64 | 274 |
| Criminal* | 86 | 99 | 46 | 56 | 287 |
| Petitions Acted Upon* | 156 | 181 | 102 | 114 | 553 |
| <u>Granted*</u> | <u>4</u> | <u>8</u> | <u>2</u> | <u>3</u> | <u>17</u> |
| Civil* | 4 | 7 | 0 | 1 | 12 |
| Criminal* | 0 | 1 | 2 | 2 | 5 |
| SC Opinions on Petitions | 3 | 3 | 3 | 2 | 11 |
| Affirmed | 3 | 0 | 1 | 1 | 5 45% |
| Civil | 3 | 0 | 1 | 0 | 4 36% |
| Criminal | 0 | 0 | 0 | 1 | 1 9% |
| Reversed | 0 | 2 | 2 | 0 | 4 36% |
| Civil | 0 | 1 | 2 | Ö | 3 27% |
| Criminal | 0 | 1 | 0 | 0 | 1 9% |
| Other** | 0 | 1 | 0 | 1 | 2 18% |
| Civil | 0 | 1 | 0 | 1 | 2 18% |
| Criminal | 0 | 0 | 0 | 0 | 0 0% |

^{*}Consolidated NOT counted as one in Petitions Filed, Petitions Acted Upon and Petitions Granted.

^{**}Affirmed in part, reversed in part.