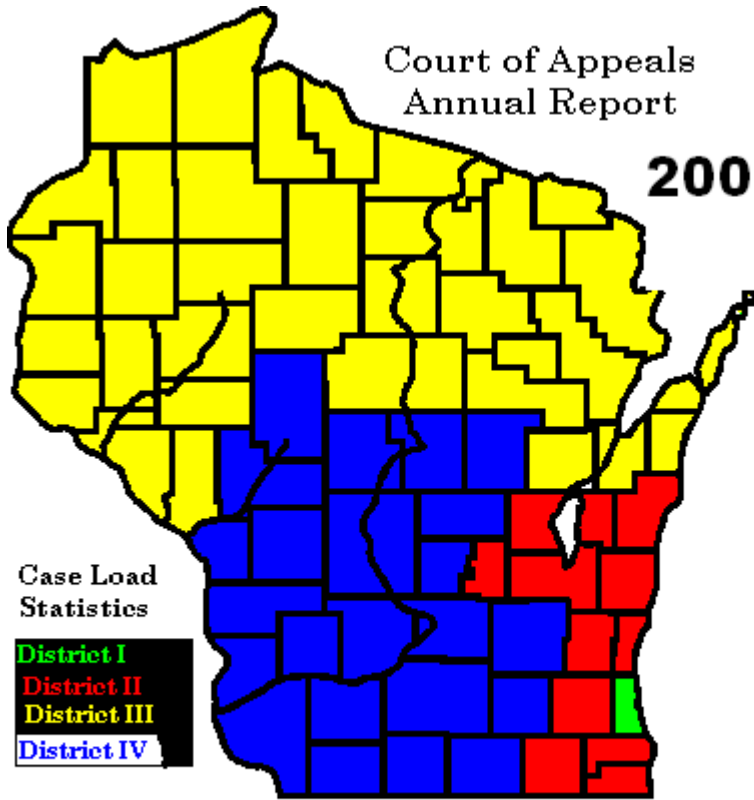


Court of Appeals
Annual Report

2005



2005
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>906</u>	<u>768</u>	<u>628</u>	<u>754</u>	<u>3056</u>
Civil	436	442	354	478	1710
Criminal	470	326	274	276	1346
Adjusted Caseload*	-134	+23	-16	+127	
Three-Judge	768	586	516	598	2468
One-Judge	138	182	112	156	588
Average filings per judge	227	192	209	151	191
*Adjusted average/judge	193	198	204	175	191
No Merits	242	135	133	126	636
<u>Writs</u>	<u>56</u>	<u>42</u>	<u>19</u>	<u>44</u>	<u>161</u>
Granted	8	5	0	4	17
<u>Leaves to Appeal</u>	<u>50</u>	<u>58</u>	<u>45</u>	<u>53</u>	<u>206</u>
Granted	8	7	4	4	23
Matter of Right	558	533	431	531	2053

*Numbers reflect cases gained or lost due to workload transfer, panel disqualification and no merit transfers. These figures do not reflect consolidation.

<u>Submission</u>	<u>401**</u>	<u>292</u>	<u>255</u>	<u>372</u>	<u>1320</u>
Civil	166	173	173	250	762
Criminal	235	119	82	122	558
Cases on Briefs	385	279	252	364	1280
Civil	154	165	171	244	734
Criminal	231	114	81	120	546
Percentage on briefs	96%	96%	99%	98%	97%
Oral Arguments	16	13	3	8	40
Civil	12	8	2	6	28
Criminal	4	5	1	2	12
Percentage Orally Argued	4%	4%	1%	2%	3%

District I's January 2006 decision conference occurred on December 27, 2005 (28 cases)

Total Terminations	847	772	638	984	3241
Average terminations per judge	212	193	213	197	203

District	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>Total</u>
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Percentages of Total Terminations:

Opinion	40%	34%	37%	34%	36%
Summary Disposition	26%	32%	33%	32%	31%
Memo Opinion	24%	27%	23%	26%	25%
Other	10%	7%	6%	8%	8%

Percentages of Civil/Criminal Affirmances:

Civil: % Affirmed	78%	83%	72%	69%	75%
Criminal: % Affirmed	90%	90%	84%	86%	88%

Average Days to Opinion:

Notice of Appeal to Opinion	229	200	175	237	243
Three-Judge Opinions	368	349	292	454	374
One-Judge Opinions	162	192	163	209	182
Per Curiam Opinions	444	405	287	374	374
Summary Dispositions	317	254	206	295	271
without No Merits	427	234	184	222	233
No Merit SMDs	274	208	164	272	236
Memo Opinions	100	87	105	110	101
Orders*	50	39	25	17	40
Fast Tracks	NA	157	182	156	166

*Does not include voluntary dismissals.

Terminations by Opinion:

<u>Opinions</u>	<u>335</u>	<u>263</u>	<u>239</u>	<u>339</u>	<u>1176</u>
Civil	163	155	152	244	714
Percentage	49%	59%	64%	72%	61%
Criminal	172	108	87	95	462
Percentage	51%	41%	36%	28%	39%
%s of Disposition:					
Affirmed	82%	82%	70%	71%	76%
Reversed	11%	14%	23%	17%	16%
Other	7%	5%	7%	12%	8%
Per Curiams	92	102	111	144	449
Signed Opinions	243	161	128	195	727
1-Judge Opinions*	81	70	53	79	283
3-Judge Opinions	162	91	75	116	444

Publication Data:

All Opinions*	290	255	215	297	1057
Percentage Published	21%	27%	19%	20%	22%
Considered**	156	86	67	99	408
Published	61	68	41	58	228
Percentage	39%	79%	61%	59%	56%

* This figure reflects Dec 2004 and YTD Nov 2005 three-judge, one-judge and per curiam opinions.

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

Termination by Other Means (Orders):

<u>Summary Dispositions</u>	<u>222</u>	<u>244</u>	<u>213</u>	<u>317</u>	<u>996</u>
Affirmance	17	100	69	131	317
Reversals	3	8	4	6	24
No Merits	193	135	133	176	637
Other	9	1	4	4	18
<u>Memo Opinions</u>	<u>207</u>	<u>211</u>	<u>146</u>	<u>254</u>	<u>818</u>
Jurisdiction	29	29	14	24	96
Other	97	106	82	153	438
Writs Denied, etc.	43	20	17	34	114
Writs Granted	8	5	0	3	16
Leaves Denied, etc.	30	51	33	40	154
<u>Other</u>	<u>83</u>	<u>54</u>	<u>40</u>	<u>74</u>	<u>251</u>
Voluntary Dismissals	45	34	27	67	173
Stipulations	4	2	0	0	6
Other	34	18	13	7	72

Motions (not including Leaves to Appeal and Writs Terminated):

Motions	3367	2487	1930	2839	10623
Writs Terminated	51	25	17	37	130
Writs Granted	8	5	0	3	16
Leaves Terminated	47	62	45	50	204

Pending Cases:

12-31-05	714	442	363	474	1993
12-31-04	782	423	369	556	2130

SUPREME COURT ACTIVITY

Certifications Filed*	1	9	1	12	23
Certifications Granted	1	5	2	10	18
Bypasses Granted	0	1	0	1	2

*Consolidated cases counted as one.

Ct. App. Opinions Released	335	263	239	339	1176
Petitions filed on Opns.	175	110	88	113	486
Percentage Filed	52%	42%	37%	33%	41%
<u>Petitions Filed</u>	<u>272</u>	<u>201</u>	<u>171</u>	<u>249</u>	<u>893</u>
Civil	127	86	89	148	450
Criminal	145	115	82	101	443
Petitions Acted Upon	279	201	169	236	885
<u>Granted</u>	<u>17</u>	<u>16</u>	<u>8</u>	<u>23</u>	<u>64</u>
Civil	10	11	8	17	46
Criminal	7	5	0	6	18
SC *Opinions on Petitions	16	14	20	23	73
<u>Affirmed</u>	<u>6</u>	<u>16</u>	<u>9</u>	<u>11</u>	<u>33</u> <u>45%</u>
Civil	6	11	8	8	26 36%
Criminal	0	5	1	3	7 10%
<u>Reversed</u>	<u>9</u>	<u>6</u>	<u>8</u>	<u>9</u>	<u>32</u> <u>44%</u>
Civil	9	4	6	7	26 36%
Criminal	0	2	2	2	8 8%
<u>Other**</u>	<u>1</u>	<u>1</u>	<u>3</u>	<u>3</u>	<u>8</u> <u>11%</u>
Civil	1	0	2	2	5 7%
Criminal	0	1	1	1	3 4%

* Consolidated cases counted as 1.

**Affirmed/remanded; affirmed/reversed in part; modified/affirmed dispositions.

Supreme Court Disposition of Reviews (8/1/78 - 12/31/05)

Filed	6020	5119	4466	5883	21488
Acted Upon	5979	5095	4451	5805	21330
Granted	568	448	430	627	2073