

Court of Appeals

2001 Annual Caseload

Report

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Days Between Events for Criminal Appeals PENDING OR DISPOSED OF BY OPINION --75th Percentile, 1997-2001	24
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Court of Appeals Highlights

Filings

- Washington's Court of Appeals received 4,199 new filings in 2001, maintaining an almost identical caseload to the prior year's 4,195 new cases.
- Division I (Seattle), which serves Northwestern Washington, received 1,847 of those cases - 44.0% of the statewide caseload. Division II (Tacoma), which serves Southwestern Washington, received 1,424 cases (33.9% of the statewide caseload). The remaining 22.1% (928 cases) were filed in Division III (Spokane), serving Eastern Washington.
- Division III experienced the largest change in filings relative to the prior year (up 13.0% from 821 to 928), returning to a level just 5.8% less than 1998's recent high of 985. Division II saw a modest increase (3.6%) over 2000 filings, and Division I a decrease (down 7.7%).
- Over two-thirds of the statewide Court of Appeals 2001 filings are made up of notices of appeal, split fairly evenly between criminal (37.2% of total caseload) and civil (33.5% of the total). The new caseload is rounded out by personal restraint petitions (18.7%) and notices of discretionary review (10.6%). These proportions are mirrored fairly closely in each of the individual divisions, although Division II saw a wider gap between criminal appeals (587 -- 41.2% of the total caseload) and civil appeals (440 - 30.9% of the total caseload) than was experienced in the other divisions.
- A small shift in statewide filing types was experienced in 2001: Civil appeals declined 9.6% from the prior year, returning to a level comparable to that seen in 1999. That decline was offset by increases in all other types of reviews. However, only personal restraint petitions saw no declines in any of the three divisions. Furthermore, personal restraint petitions climbed for the fourth year in a row, to 785 cases statewide - a level 76.4% higher than 1997's 445 cases.

Dispositions

- Court of Appeals dispositions increased slightly (2.5%) in 2001 relative to 2000. The 4,337 dispositions outpaced the 4,199 filings, yielding a comparable statewide decline in pending caseload (down 111 cases - 2.7%).
- The rise in statewide dispositions was accounted for by Division II's 4.9% increase and Division III's 3.7% increase. Division I dispositions remained fairly stable relative to year 2000; however their 2,009 dispositions represent 8.8% more cases than the division received as new filings this year. Divisions II and III disposed of approximately the same number of cases as were newly filed.
- Personal restraint petitions emerged as the only review type which uniformly, across all divisions, experienced fewer dispositions than filings. This decline is notable in view of the incline of these filings statewide.
- Just under half (45.5%) of the 4,337 statewide dispositions were by opinion. A quarter (26.9% - 531) of those were published. Commissioners' rulings were responsible for 12.9% of case dispositions, with the majority of those (440 cases -

78.9%) via motion on the merits. The Court of Appeals dismissed 1,481 cases in 2001 - a full third (34.1%) of all case dispositions.

Pending

- While Division II and Division III pending caseload remained fairly stable, Division I's declined notably (down 8.3%), resulting in the lowest pending caseload since 1988. Statewide pending caseload declined in 2001 to its lowest level since 1989.
- The majority of statewide cases pending at the end of 2001 were awaiting parties' briefs (62.4%). Opinions or orders were in process for 5.7% of pending cases, and 5.0% were set for oral argument. The remainder were stayed (5.9%), or in some stage of awaiting a hearing (20.9%).

Time In Process

- Time from filing to opinion for criminal appeals remained fairly stable statewide, with a negligible 1.7% increase to 648 days. Division III experienced decline a third straight year to a low of 609 days. This drop was largely due to a 12.0% reduction in time from ready to opinion. Division II was stable at 703 days. Division I increased from 2000's unprecedented low, returning to a level comparable to the two previous years (622 days for cases disposed in 2001).
- Statewide, civil appeals received an opinion within 546 days, a reduction of 24 days (4.2%) since 2000. This pattern is mirrored in Division I's 5.7% reduction to 522 days, and Division II's 5.0% reduction to 586 days. Although Division III remained relatively stable at 518 days, all three divisions experienced their lowest civil filing-to-opinion time since 1998, the inception of the current measurement model.

Note:

Due to time lag between filing a notice of appeal in trial court and appellate court receipt of the case, current year filings are slightly under-counted (roughly 2 percent). Previous year filings will be recalculated annually to include all cases received late. Although this will provide more accurate statistical reporting, it may cause current year filing totals to vary in future court reports.

Court of Appeals Glossary

This glossary is included to assist in understanding the statistical tables.

Filings

Notice of Appeal - The filing of an appeal of a trial court final judgment that is reviewable as a matter of right. Notices of appeal must be filed within 30 days of the trial court judgment. Unless otherwise prohibited by statute or court rule, a party may appeal from only trial court decisions as specified in Rules of Appellate Procedure (RAP) 2.2. Notices of appeal are categorized into criminal and civil appeals.

Personal Restraint Petition - The filing of a review to seek relief from limitations on a person's freedom due to current or imminent confinement, or other restrictions imposed by a criminal or civil trial court decision (RAP 16.4).

Discretionary Review - The filing of a review of interlocutory orders of a trial court, made prior to a final determination of the case, concerning whether errors or substantial departure from accepted and usual courses of proceedings occurred in the case. Unless otherwise prohibited by statute or court rule, a party may seek discretionary review of any act of superior court not appealable as a matter of right (RAP 2.3).

The appellate court may reverse, affirm, or modify the decision being reviewed and take any other action as the merits of the case and the interest of justice may require (RAP 12.2). Each review is counted as being disposed as soon as a decision terminating review is filed with the appellate clerk.

Opinions - The statement by the court of the decision reached in regard to a cause argued before it, expounding the law as applied to the case, and detailing the reasons upon which the judgment is based.

Opinions Published - The published written opinion terminating the review.

Opinions Unpublished - The unpublished written opinion terminating the review.

Commissioners' Rulings - Rulings by commissioners which terminate review.

Motion on the Merits - Termination of a review due to the granting of a motion on the merits (RAP 18.14).

Other Rulings - Other rulings by commissioners, such as rulings on accelerated review of adult sentences or juvenile offender proceedings or granting a motion to dismiss--Anders (RAP 15.2(h)).

Dismissed - An order issued by the court dismissing the review prior to the point where case merit is determined. The commissioner or clerk may dismiss a review for failure to comply with procedures. The court, on motion of a party, may dismiss a review for want of prosecution, if the review is frivolous, moot or solely for the purpose of delay, or for failure to comply with procedures (RAP 18.9).

Transferred/Certified - The Supreme Court, to promote orderly administration of

justice may, on its own initiative or on motion of a party, transfer a case from the Court of Appeals to the Supreme Court ("certified"). A case may be transferred from one division to another within the Court of Appeals (RAP 4.1, 4.2, 4.3, RCW 2.06.030).

Review Not Accepted - Reviews may not be accepted if they do not meet the conditions governing the acceptance of review (RAP 2.2, 2.3, and 16.4).

Other Terminations - An order issued by the court terminating the review before an opinion is rendered. An order to terminate a review would result if, for example, a petitioner decided to withdraw the review.

Pending Cases

Case Stayed - Those cases temporarily arrested or removed from judicial processing by order of the court.

Brief Not Filed - Those cases within the stages of perfection in which no briefs have yet been filed.

Appellant Brief Filed - Those cases within the stages of perfection in which appellant's brief has been filed, but respondent's brief is still awaited.

Respondent Brief Filed - Those cases within the stages of perfection in which both appellant's brief and respondent's brief have been filed, but case has yet to be set on the court calendar for review.

Remanded to Trial Court - Those cases whose jurisdiction have been temporarily returned to the trial court of origination.

Set for Motion on the Merits - Those cases which have progressed to the point at which all briefs were filed and served, and now qualify for setting. Because a motion on the merits has been made, these cases have been set on the Motion on the Merits calendar (RAP 18.14).

Ruling Referred to Panel - Cases which were initially assigned to a commissioner, who has ruled that they should be referred to a panel of judges for a decision.

Set for Oral Argument - Those cases which have progressed to the point at which all briefs were filed and served and have been set for a review.

Opinion/Order in Process - Those cases which have been reviewed by the court but have yet to receive a decision.

Mandated

A review is mandated by the clerk of the Court of Appeals when a written notification, when required, is sent to the trial court and all parties. The notification informs all parties of an appellate court decision terminating the review.

Time In Process Statistics--Notices Of Appeal

NOTE: The time-in-process model, data entry, and statistical measurement changed substantially in 1998, and are not comparable to stages published in prior years.

Filing - The date the appeal is filed in the trial court.

Statement of Arrangements - The date of the first occurrence when the Statement of Arrangements has either been "Received" or "Filed" in the appellate court.

Completion of Record - The date transcripts and report of proceedings are complete, at which time the due date is set for the appellant's brief.

Appellant's Brief - The date of the last occurrence for the Appellant's Brief to either be "Filed" or "Received." The latter is recorded when the report is returned from the printer. Note: For statistical purposes "Received" is only employed when "Filed" is omitted.

Ready - The date on which the case is ready to go to a panel of judges. A civil case is ready when respondent's brief is filed or, in a cross-appeal, when the cross-respondent's reply brief is filed (or deemed not filed). A criminal case is ready when respondent's brief is filed and no notice of intent to file supplemental briefs has been filed. When a notice of intent is filed, the case is ready when the pro se supplemental brief is filed or when 60 days has expired.

Opinion - The date of the last occurrence of the filing of the opinion.

The Court Of Appeals
Court Activity, All Divisions, 2001

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
FILINGS							
New Filings	1,561	1,396	2,957	695	440	1,135	4,092
Transfers	2	12	14	90	3	93	107
Total Filings	1,563	1,408	2,971	785	443	1,228	4,199
DISPOSITIONS							
Opinions Published	191	280	471	12	48	60	531
Opinions Unpublished	837	536	1,373	36	32	68	1,441
Opinions	1,028	816	1,844	48	80	128	1,972
Motion on the Merits	254	182	436	3	1	4	440
Other Rulings	81	37	118	0	0	0	118
Commissioners' Rulings	335	219	554	3	1	4	558
Dismissed	213	516	729	655	97	752	1,481
Transferred/Certified ¹	2	6	8	5	4	9	17
Review Not Accepted	3	17	20	0	264	264	284
Other Terminations	5	5	10	3	12	15	25
Total Disposed	1,586	1,579	3,165	714	458	1,172	4,337
PENDING AT YEAR END							
Cases Stayed	101	64	165	55	13	68	233
Brief Not Filed	806	650	1,456	310	149	459	1,915
Appellant Brief Filed	357	161	518	10	11	21	539
Respondent Brief Filed	537	239	776	3	11	14	790
Remanded to Trial Court	7	3	10	0	0	0	10
Set for Motion on the Merits	3	1	4	0	0	0	4
Ruling Referred to Panel	12	6	18	0	1	1	19
Set for Oral Argument ²	70	94	164	2	29	31	195
Total Awaiting Hearing	1,893	1,218	3,111	380	214	594	3,705
Opinion/Order in Process	90	128	218	1	7	8	226
Total Pending Decision	1,983	1,346	3,329	381	221	602	3,931
MANDATED							
Opinions	879	730	1,609	39	55	94	1,703
Commissioners' Rulings	335	190	525	2	1	3	528
Other	196	504	700	740	339	1,079	1,779
Total Mandated	1,410	1,424	2,834	781	395	1,176	4,010

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

2 Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

The Court Of Appeals
Court Activity, Division I, 2001

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
FILINGS							
New Filings	621	634	1,255	315	227	542	1,797
Transfers	0	6	6	44	0	44	50
Total Filings	621	640	1,261	359	227	586	1,847
DISPOSITIONS							
Opinions Published	73	141	214	10	23	33	247
Opinions Unpublished	400	280	680	22	19	41	721
Opinions	473	421	894	32	42	74	968
Motion on the Merits	80	59	139	0	0	0	139
Other Rulings	9	36	45	0	0	0	45
Commissioners' Rulings	89	95	184	0	0	0	184
Dismissed	103	272	375	302	44	346	721
Transferred/Certified ¹	2	1	3	4	2	6	9
Review Not Accepted	1	6	7	0	105	105	112
Other Terminations	3	3	6	0	9	9	15
Total Disposed	671	798	1,469	338	202	540	2,009
PENDING AT YEAR END							
Cases Stayed	82	28	110	51	8	59	169
Brief Not Filed	308	305	613	122	84	206	819
Appellant Brief Filed	139	70	209	10	5	15	224
Respondent Brief Filed	264	108	372	2	7	9	381
Remanded to Trial Court	0	0	0	0	0	0	0
Set for Motion on the Merits	0	0	0	0	0	0	0
Ruling Referred to Panel	7	6	13	0	1	1	14
Set for Oral Argument	9	29	38	1	2	3	41
Total Awaiting Hearing	809	546	1,355	186	107	293	1,648
Opinion/Order in Process	17	42	59	0	1	1	60
Total Pending Decision	826	588	1,414	186	108	294	1,708
MANDATED							
Opinions	381	345	726	17	21	38	764
Commissioners' Rulings	82	62	144	0	0	0	144
Other	93	247	340	403	133	536	876
Total Mandated	556	654	1,210	420	154	574	1,784

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

The Court Of Appeals
Court Activity, Division II, 2001

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
FILINGS							
New Filings	585	435	1,020	244	120	364	1,384
Transfers	2	5	7	30	3	33	40
Total Filings	587	440	1,027	274	123	397	1,424
DISPOSITIONS							
Opinions Published	64	70	134	1	9	10	144
Opinions Unpublished	310	158	468	5	9	14	482
Opinions	374	228	602	6	18	24	626
Motion on the Merits	77	71	148	1	0	1	149
Other Rulings	68	1	69	0	0	0	69
Commissioners' Rulings	145	72	217	1	0	1	218
Dismissed	66	127	193	226	39	265	458
Transferred/Certified ¹	0	3	3	0	2	2	5
Review Not Accepted	2	8	10	0	79	79	89
Other Terminations	0	1	1	1	3	4	5
Total Disposed	587	439	1,026	234	141	375	1,401
PENDING AT YEAR END							
Cases Stayed	18	20	38	3	4	7	45
Brief Not Filed	324	191	515	121	49	170	685
Appellant Brief Filed	141	47	188	0	5	5	193
Respondent Brief Filed	185	80	265	0	4	4	269
Remanded to Trial Court	4	0	4	0	0	0	4
Set for Motion on the Merits	2	1	3	0	0	0	3
Ruling Referred to Panel	5	0	5	0	0	0	5
Set for Oral Argument	57	53	110	1	5	6	116
Total Awaiting Hearing	736	392	1,128	125	67	192	1,320
Opinion/Order in Process	43	52	95	0	4	4	99
Total Pending Decision	779	444	1,223	125	71	196	1,419
MANDATED							
Opinions	319	218	537	10	12	22	559
Commissioners' Rulings	152	70	222	1	0	1	223
Other	54	136	190	213	113	326	516
Total Mandated	525	424	949	224	125	349	1,298

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

The Court Of Appeals
Court Activity, Division III, 2001

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
FILINGS							
New Filings	355	327	682	136	93	229	911
Transfers	0	1	1	16	0	16	17
Total Filings	355	328	683	152	93	245	928
DISPOSITIONS							
Opinions Published	54	69	123	1	16	17	140
Opinions Unpublished	127	98	225	9	4	13	238
Opinions	181	167	348	10	20	30	378
Motion on the Merits	97	52	149	2	1	3	152
Other Rulings	4	0	4	0	0	0	4
Commissioners' Rulings	101	52	153	2	1	3	156
Dismissed	44	117	161	127	14	141	302
Transferred/Certified ¹	0	2	2	1	0	1	3
Review Not Accepted	0	3	3	0	80	80	83
Other Terminations	2	1	3	2	0	2	5
Total Disposed	328	342	670	142	115	257	927
PENDING AT YEAR END							
Cases Stayed	1	16	17	1	1	2	19
Brief Not Filed	174	154	328	67	16	83	411
Appellant Brief Filed	77	44	121	0	1	1	122
Respondent Brief Filed	88	51	139	1	0	1	140
Remanded to Trial Court	3	3	6	0	0	0	6
Set for Motion on the Merits	1	0	1	0	0	0	1
Ruling Referred to Panel	0	0	0	0	0	0	0
Set for Oral Argument ²	4	12	16	0	22	22	38
Total Awaiting Hearing	348	280	628	69	40	109	737
Opinion/Order in Process	30	34	64	1	2	3	67
Total Pending Decision	378	314	692	70	42	112	804
MANDATED							
Opinions	179	167	346	12	22	34	380
Commissioners' Rulings	101	58	159	1	1	2	161
Other	49	121	170	124	93	217	387
Total Mandated	329	346	675	137	116	253	928

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

2 Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

**The Court of Appeals
History of Filings, 1997-2001**

	1997	1998	% Chg	1999	% Chg	2000	% Chg	2001	% Chg
DIVISION I									
Criminal Appeals	801	821	2.5%	749	-8.8%	703	-6.1%	621	-11.7%
Civil Appeals	735	739	0.5%	696	-5.8%	784	12.6%	640	-18.4%
Total Appeals	1,536	1,560	1.6%	1,445	-7.4%	1,487	2.9%	1,261	-15.2%
Personal Restraint Petitions	209	249	19.1%	297	19.3%	355	19.5%	359	1.1%
Notices of Discretionary Review	207	214	3.4%	168	-21.5%	158	-6.0%	227	43.7%
Total Filings, Division I	1,952	2,023	3.6%	1,910	-5.6%	2,000	4.7%	1,847	-7.7%
DIVISION II									
Criminal Appeals	586	598	2.0%	525	-12.2%	547	4.2%	587	7.3%
Civil Appeals	430	482	12.1%	412	-14.5%	445	8.0%	440	-1.1%
Total Appeals	1,016	1,080	6.3%	937	-13.2%	992	5.9%	1,027	3.5%
Personal Restraint Petitions	151	205	35.8%	205	0.0%	241	17.6%	274	13.7%
Notices of Discretionary Review	117	128	9.4%	106	-17.2%	141	33.0%	123	-12.8%
Total Filings, Division II	1,284	1,413	10.0%	1,248	-11.7%	1,374	10.1%	1,424	3.6%
DIVISION III									
Criminal Appeals	337	404	19.9%	313	-22.5%	279	-10.9%	355	27.2%
Civil Appeals	288	331	14.9%	306	-7.6%	329	7.5%	328	-0.3%
Total Appeals	625	735	17.6%	619	-15.8%	608	-1.8%	683	12.3%
Personal Restraint Petitions	85	150	76.5%	155	3.3%	120	-22.6%	152	26.7%
Notices of Discretionary Review	106	100	-5.7%	97	-3.0%	93	-4.1%	93	0.0%
Total Filings, Division III	816	985	20.7%	871	-11.6%	821	-5.7%	928	13.0%
COURT OF APPEALS, TOTAL									
Criminal Appeals	1,724	1,823	5.7%	1,587	-12.9%	1,529	-3.7%	1,563	2.2%
Civil Appeals	1,453	1,552	6.8%	1,414	-8.9%	1,558	10.2%	1,408	-9.6%
Total Appeals	3,177	3,375	6.2%	3,001	-11.1%	3,087	2.9%	2,971	-3.8%
Personal Restraint Petitions	445	604	35.7%	657	8.8%	716	9.0%	785	9.6%
Notices of Discretionary Review	430	442	2.8%	371	-16.1%	392	5.7%	443	13.0%
Total Filings, Court Of Appeals	4,052	4,421	9.1%	4,029	-8.9%	4,195	4.1%	4,199	0.1%

**The Court of Appeals
History of Dispositions, 1997-2001**

	1997	1998 % Chg	1999 % Chg	2000 % Chg	2001 % Chg
DIVISION I					
Criminal Appeals	1,079	860 -20.3%	834 -3.0%	765 -8.3%	671 -12.3%
Civil Appeals	806	717 -11.0%	776 8.2%	718 -7.5%	798 11.1%
Total Appeals	1,885	1,577 -16.3%	1,610 2.1%	1,483 -7.9%	1,469 -0.9%
Personal Restraint Petitions	242	208 -14.0%	253 21.6%	360 42.3%	338 -6.1%
Notices of Discretionary Review	237	218 -8.0%	165 -24.3%	159 -3.6%	202 27.0%
Total Dispositions, Division I	2,364	2,003 -15.3%	2,028 1.2%	2,002 -1.3%	2,009 0.3%
DIVISION II					
Criminal Appeals	758	497 -34.4%	592 19.1%	538 -9.1%	587 9.1%
Civil Appeals	432	481 11.3%	474 -1.5%	436 -8.0%	439 0.7%
Total Appeals	1,190	978 -17.8%	1,066 9.0%	974 -8.6%	1,026 5.3%
Personal Restraint Petitions	141	180 27.7%	201 11.7%	257 27.9%	234 -8.9%
Notices of Discretionary Review	141	127 -9.9%	114 -10.2%	104 -8.8%	141 35.6%
Total Dispositions, Division II	1,472	1,285 -12.7%	1,381 7.5%	1,335 -3.3%	1,401 4.9%
DIVISION III					
Criminal Appeals	414	344 -16.9%	458 33.1%	355 -22.5%	328 -7.6%
Civil Appeals	377	268 -28.9%	346 29.1%	325 -6.1%	342 5.2%
Total Appeals	791	612 -22.6%	804 31.4%	680 -15.4%	670 -1.5%
Personal Restraint Petitions	102	126 23.5%	146 15.9%	131 -10.3%	142 8.4%
Notices of Discretionary Review	121	118 -2.5%	106 -10.2%	83 -21.7%	115 38.6%
Total Dispositions, Division III	1,014	856 -15.6%	1,056 23.4%	894 -15.3%	927 3.7%
COURT OF APPEALS, TOTAL					
Criminal Appeals	2,251	1,701 -24.4%	1,884 10.8%	1,658 -12.0%	1,586 -4.3%
Civil Appeals	1,615	1,466 -9.2%	1,596 8.9%	1,479 -7.3%	1,579 6.8%
Total Appeals	3,866	3,167 -18.1%	3,480 9.9%	3,137 -9.9%	3,165 0.9%
Personal Restraint Petitions	485	514 6.0%	600 16.7%	748 24.7%	714 -4.5%
Notices of Discretionary Review	499	463 -7.2%	385 -16.8%	346 -10.1%	458 32.4%
Total Dispositions, Court of Appeals	4,850	4,144 -14.6%	4,465 7.7%	4,231 -5.2%	4,337 2.5%

**The Court of Appeals
History of Pending Cases, 1997-2001**

	1997	1998	% Chg	1999	% Chg	2000	% Chg	2001	% Chg
DIVISION I									
Criminal Appeals	1,065	1,032	-3.1%	912	-11.6%	875	-4.1%	826	-5.6%
Civil Appeals	740	764	3.2%	667	-12.7%	747	12.0%	588	-21.3%
Total Appeals	1,805	1,796	-0.5%	1,579	-12.1%	1,622	2.7%	1,414	-12.8%
Personal Restraint Petitions	83	127	53.0%	168	32.3%	163	-3.0%	186	14.1%
Notices of Discretionary Review	84	78	-7.1%	71	-9.0%	78	9.9%	108	38.5%
Total Pending, Division I	1,972	2,001	1.5%	1,818	-9.1%	1,863	2.5%	1,708	-8.3%
DIVISION II									
Criminal Appeals	734	831	13.2%	746	-10.2%	774	3.8%	779	0.6%
Civil Appeals	498	493	-1.0%	431	-12.6%	447	3.7%	444	-0.7%
Total Appeals	1,232	1,324	7.5%	1,177	-11.1%	1,221	3.7%	1,223	0.2%
Personal Restraint Petitions	61	86	41.0%	79	-8.1%	69	-12.7%	125	81.2%
Notices of Discretionary Review	63	63	0.0%	46	-27.0%	91	97.8%	71	-22.0%
Total Pending, Division II	1,356	1,473	8.6%	1,302	-11.6%	1,381	6.1%	1,419	2.8%
DIVISION III									
Criminal Appeals	498	566	13.7%	417	-26.3%	347	-16.8%	378	8.9%
Civil Appeals	313	366	16.9%	310	-15.3%	327	5.5%	314	-4.0%
Total Appeals	811	932	14.9%	727	-22.0%	674	-7.3%	692	2.7%
Personal Restraint Petitions	38	62	63.2%	68	9.7%	60	-11.8%	70	16.7%
Notices of Discretionary Review	81	63	-22.2%	50	-20.6%	64	28.0%	42	-34.4%
Total Pending, Division III	930	1,057	13.7%	845	-20.1%	798	-5.6%	804	0.8%
COURT OF APPEALS, TOTAL									
Criminal Appeals	2,297	2,429	5.7%	2,075	-14.6%	1,996	-3.8%	1,983	-0.7%
Civil Appeals	1,551	1,623	4.6%	1,408	-13.2%	1,521	8.0%	1,346	-11.5%
Total Appeals	3,848	4,052	5.3%	3,483	-14.0%	3,517	1.0%	3,329	-5.3%
Personal Restraint Petitions	182	275	51.1%	315	14.5%	292	-7.3%	381	30.5%
Notices of Discretionary Review	228	204	-10.5%	167	-18.1%	233	39.5%	221	-5.2%
Total Pending, Court of Appeals	4,258	4,531	6.4%	3,965	-12.5%	4,042	1.9%	3,931	-2.7%

The Court of Appeals

History of Activity, All Reviews, All Divisions, 1997-2001

	1997	1998	% Chg3	1999	% Chg3	2000	% Chg3	2001	% Chg3
FILINGS									
New Filings	3,994	4,338	8.6%	3,936	-9.3%	4,118	4.6%	4,092	-0.6%
Transfers	58	83	43.1%	93	12.0%	77	-17.2%	107	39.0%
Total Filings	4,052	4,421	9.1%	4,029	-8.9%	4,195	4.1%	4,199	0.1%
DISPOSITIONS									
Opinions Published	509	411	-19.3%	560	36.3%	467	-16.6%	531	13.7%
Opinions Unpublished	1,871	1,343	-28.2%	1,663	23.8%	1,402	-15.7%	1,441	2.8%
Opinions	2,380	1,754	-26.3%	2,223	26.7%	1,869	-15.9%	1,972	5.5%
Motion on the Merits	596	502	-15.8%	449	-10.6%	542	20.7%	440	-18.8%
Other Rulings	206	200	-2.9%	144	-28.0%	100	-30.6%	118	18.0%
Commissioners' Rulings	802	702	-12.5%	593	-15.5%	642	8.3%	558	-13.1%
Dismissed	1,284	1,346	4.8%	1,360	1.0%	1,462	7.5%	1,481	1.3%
Transferred/Certified ¹	19	19	. %	11	. %	15	. %	17	. %
Review Not Accepted	305	277	-9.2%	238	-14.1%	211	-11.3%	284	34.6%
Other Terminations	60	46	-23.3%	40	-13.0%	32	-20.0%	25	. %
Total Disposed	4,850	4,144	-14.6%	4,465	7.7%	4,231	-5.2%	4,337	2.5%
PENDING AT YEAR END									
Case Stayed	63	62	-1.6%	118	90.3%	177	50.0%	233	31.6%
Brief Not Filed	1,956	2,110	7.9%	1,779	-15.7%	1,932	8.6%	1,915	-0.9%
Appellant Brief Filed	592	594	0.3%	508	-14.5%	512	0.8%	539	5.3%
Respondent Brief Filed	1,017	955	-6.1%	984	3.0%	872	-11.4%	790	-9.4%
Remanded to Trial Court	27	15	. %	13	. %	12	. %	10	. %
Set for Motion on the Merits	26	49	. %	115	134.7%	30	-73.9%	4	. %
Ruling Referred to Panel	61	43	-29.5%	13	. %	34	. %	19	. %
Set for Oral Argument ²	292	253	-13.4%	169	-33.2%	204	20.7%	195	-4.4%
Total Awaiting Hearing	4,034	4,081	1.2%	3,699	-9.4%	3,773	2.0%	3,705	-1.8%
Opinion/Order in Process	224	450	100.9%	266	-40.9%	269	1.1%	226	-16.0%
Total Pending Decision	4,258	4,531	6.4%	3,965	-12.5%	4,042	1.9%	3,931	-2.7%
MANDATED									
Opinions	2,215	1,887	-14.8%	2,104	11.5%	2,070	-1.6%	1,703	-17.7%
Commissioners' Rulings	755	758	0.4%	619	-18.3%	634	2.4%	528	-16.7%
Other	1,764	1,636	-7.3%	1,616	-1.2%	1,547	-4.3%	1,779	15.0%
Total Mandated	4,734	4,281	-9.6%	4,339	1.4%	4,251	-2.0%	4,010	-5.7%

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

2 Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases.

Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

3 Percentages are not provided when numbers are small (less than 30).

The Court of Appeals
History of Activity, All Reviews, Division I, 1997-2001

	1997	1998	% Chg2	1999	% Chg2	2000	% Chg2	2001	% Chg2
FILINGS									
New Filings	1,921	1,979	3.0%	1,864	-5.8%	1,957	5.0%	1,797	-8.2%
Transfers	31	44	41.9%	46	4.5%	43	-6.5%	50	16.3%
Total Filings	1,952	2,023	3.6%	1,910	-5.6%	2,000	4.7%	1,847	-7.7%
DISPOSITIONS									
Opinions Published	231	189	-18.2%	276	46.0%	207	-25.0%	247	19.3%
Opinions Unpublished	949	737	-22.3%	841	14.1%	708	-15.8%	721	1.8%
Opinions	1,180	926	-21.5%	1,117	20.6%	915	-18.1%	968	5.8%
Motion on the Merits	338	217	-35.8%	131	-39.6%	212	61.8%	139	-34.4%
Other Rulings	51	55	7.8%	22	. %	32	. %	45	40.6%
Commissioners' Rulings	389	272	-30.1%	153	-43.8%	244	59.5%	184	-24.6%
Dismissed	600	631	5.2%	628	-0.5%	723	15.1%	721	-0.3%
Transferred/Certified ¹	8	9	. %	7	. %	6	. %	9	. %
Review Not Accepted	145	126	-13.1%	100	-20.6%	89	-11.0%	112	25.8%
Other Terminations	42	39	-7.1%	23	. %	25	. %	15	. %
Total Disposed	2,364	2,003	-15.3%	2,028	1.2%	2,002	-1.3%	2,009	0.3%
PENDING AT YEAR END									
Case Stayed	41	37	-9.8%	83	124.3%	122	47.0%	169	38.5%
Brief Not Filed	940	912	-3.0%	834	-8.6%	895	7.3%	819	-8.5%
Appellant Brief Filed	252	257	2.0%	218	-15.2%	233	6.9%	224	-3.9%
Respondent Brief Filed	494	397	-19.6%	419	5.5%	420	0.2%	381	-9.3%
Remanded to Trial Court	8	4	. %	0	. %	0	. %	0	. %
Set for Motion on the Merits	1	7	. %	49	. %	0	. %	0	. %
Ruling Referred to Panel	61	32	-47.5%	13	. %	30	. %	14	. %
Set for Oral Argument	74	125	68.9%	59	-52.8%	52	-11.9%	41	-21.2%
Total Awaiting Hearing	1,871	1,771	-5.3%	1,675	-5.4%	1,752	4.6%	1,648	-5.9%
Opinion/Order in Process	101	230	127.7%	143	-37.8%	111	-22.4%	60	-45.9%
Total Pending Decision	1,972	2,001	1.5%	1,818	-9.1%	1,863	2.5%	1,708	-8.3%
MANDATED									
Opinions	1,072	983	-8.3%	1,047	6.5%	1,047	0.0%	764	-27.0%
Commissioners' Rulings	304	328	7.9%	181	-44.8%	210	16.0%	144	-31.4%
Other	715	794	11.0%	749	-5.7%	663	-11.5%	876	32.1%
Total Mandated	2,091	2,105	0.7%	1,977	-6.1%	1,920	-2.9%	1,784	-7.1%

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

2 Percentages are not provided when numbers are small (less than 30).

The Court of Appeals
History of Activity, All Reviews, Division II, 1997-2001

	1997	1998	% Chg2	1999	% Chg2	2000	% Chg2	2001	% Chg2
FILINGS									
New Filings	1,265	1,383	9.3%	1,213	-12.3%	1,352	11.5%	1,384	2.4%
Transfers	19	30	. %	35	16.7%	22	. %	40	. %
Total Filings	1,284	1,413	10.0%	1,248	-11.7%	1,374	10.1%	1,424	3.6%
DISPOSITIONS									
Opinions Published	128	145	13.3%	160	10.3%	135	-15.6%	144	6.7%
Opinions Unpublished	581	367	-36.8%	435	18.5%	414	-4.8%	482	16.4%
Opinions	709	512	-27.8%	595	16.2%	549	-7.7%	626	14.0%
Motion on the Merits	154	184	19.5%	150	-18.5%	165	10.0%	149	-9.7%
Other Rulings	93	81	-12.9%	94	16.0%	67	-28.7%	69	3.0%
Commissioners' Rulings	247	265	7.3%	244	-7.9%	232	-4.9%	218	-6.0%
Dismissed	413	418	1.2%	447	6.9%	471	5.4%	458	-2.8%
Transferred/Certified ¹	3	4	. %	1	. %	3	. %	5	. %
Review Not Accepted	89	82	-7.9%	84	2.4%	74	-11.9%	89	20.3%
Other Terminations	11	4	. %	10	. %	6	. %	5	. %
Total Disposed	1,472	1,285	-12.7%	1,381	7.5%	1,335	-3.3%	1,401	4.9%
PENDING AT YEAR END									
Case Stayed	4	9	. %	12	. %	29	. %	45	. %
Brief Not Filed	618	721	16.7%	551	-23.6%	645	17.1%	685	6.2%
Appellant Brief Filed	179	185	3.4%	183	-1.1%	165	-9.8%	193	17.0%
Respondent Brief Filed	337	346	2.7%	389	12.4%	321	-17.5%	269	-16.2%
Remanded to Trial Court	2	2	. %	7	. %	8	. %	4	. %
Set for Motion on the Merits	0	6	. %	9	. %	3	. %	3	. %
Ruling Referred to Panel	0	11	. %	0	. %	4	. %	5	. %
Set for Oral Argument	142	108	-23.9%	90	-16.7%	104	15.6%	116	11.5%
Total Awaiting Hearing	1,282	1,388	8.3%	1,241	-10.6%	1,279	3.1%	1,320	3.2%
Opinion/Order in Process	74	85	14.9%	61	-28.2%	102	67.2%	99	-2.9%
Total Pending Decision	1,356	1,473	8.6%	1,302	-11.6%	1,381	6.1%	1,419	2.8%
MANDATED									
Opinions	724	522	-27.9%	619	18.6%	577	-6.8%	559	-3.1%
Commissioners' Rulings	278	279	0.4%	237	-15.1%	247	4.2%	223	-9.7%
Other	616	500	-18.8%	522	4.4%	522	0.0%	516	-1.1%
Total Mandated	1,618	1,301	-19.6%	1,378	5.9%	1,346	-2.3%	1,298	-3.6%

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

2 Percentages are not provided when numbers are small (less than 30).

The Court of Appeals
History of Activity, All Reviews, Division III, 1997-2001

	1997	1998	% Chg3	1999	% Chg3	2000	% Chg3	2001	% Chg3
FILINGS									
New Filings	808	976	20.8%	859	-12.0%	809	-5.8%	911	12.6%
Transfers	8	9	. %	12	. %	12	. %	17	. %
Total Filings	816	985	20.7%	871	-11.6%	821	-5.7%	928	13.0%
DISPOSITIONS									
Opinions Published	150	77	-48.7%	124	61.0%	125	0.8%	140	12.0%
Opinions Unpublished	341	239	-29.9%	387	61.9%	280	-27.6%	238	-15.0%
Opinions	491	316	-35.6%	511	61.7%	405	-20.7%	378	-6.7%
Motion on the Merits	104	101	-2.9%	168	66.3%	165	-1.8%	152	-7.9%
Other Rulings	62	64	3.2%	28	. %	1	. %	4	. %
Commissioners' Rulings	166	165	-0.6%	196	18.8%	166	-15.3%	156	-6.0%
Dismissed	271	297	9.6%	285	-4.0%	268	-6.0%	302	12.7%
Transferred/Certified ¹	8	6	. %	3	. %	6	. %	3	. %
Review Not Accepted	71	69	-2.8%	54	-21.7%	48	-11.1%	83	72.9%
Other Terminations	7	3	. %	7	. %	1	. %	5	. %
Total Disposed	1,014	856	-15.6%	1,056	23.4%	894	-15.3%	927	3.7%
PENDING AT YEAR END									
Case Stayed	18	16	. %	23	. %	26	. %	19	. %
Brief Not Filed	398	477	19.8%	394	-17.4%	392	-0.5%	411	4.8%
Appellant Brief Filed	161	152	-5.6%	107	-29.6%	114	6.5%	122	7.0%
Respondent Brief Filed	186	212	14.0%	176	-17.0%	131	-25.6%	140	6.9%
Remanded to Trial Court	17	9	. %	6	. %	4	. %	6	. %
Set for Motion on the Merits	25	36	. %	57	58.3%	27	. %	1	. %
Ruling Referred to Panel	0	0	. %	0	. %	0	. %	0	. %
Set for Oral Argument ²	76	20	. %	20	. %	48	. %	38	-20.8%
Total Awaiting Hearing	881	922	4.7%	783	-15.1%	742	-5.2%	737	-0.7%
Opinion/Order in Process	49	135	175.5%	62	-54.1%	56	-9.7%	67	19.6%
Total Pending Decision	930	1,057	13.7%	845	-20.1%	798	-5.6%	804	0.8%
MANDATED									
Opinions	419	382	-8.8%	438	14.7%	446	1.8%	380	-14.8%
Commissioners' Rulings	173	151	-12.7%	201	33.1%	177	-11.9%	161	-9.0%
Other	433	342	-21.0%	345	0.9%	362	4.9%	387	6.9%
Total Mandated	1,025	875	-14.6%	984	12.5%	985	0.1%	928	-5.8%

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

2 Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

3 Percentages are not provided when numbers are small (less than 30).

The Court of Appeals
Court Activity, All Divisions, Criminal Appeals, 1997-2001

	1997	1998 % Chg2	1999 % Chg2	2000 % Chg2	2001 % Chg2
FILINGS					
New Filings	1,721	1,817 5.6%	1,585 -12.8%	1,527 -3.7%	1,561 2.2%
Transfers	3	6 . %	2 . %	2 . %	2 . %
Total Filings	1,724	1,823 5.7%	1,587 -12.9%	1,529 -3.7%	1,563 2.2%
DISPOSITIONS					
Opinions Published	175	138 -21.1%	221 60.1%	165 -25.3%	191 15.8%
Opinions Unpublished	1,188	837 -29.5%	1,020 21.9%	848 -16.9%	837 -1.3%
Opinions	1,363	975 -28.5%	1,241 27.3%	1,013 -18.4%	1,028 1.5%
Motion on the Merits	439	336 -23.5%	306 -8.9%	358 17.0%	254 -29.1%
Other Rulings	202	170 -15.8%	126 -25.9%	73 -42.1%	81 11.0%
Commissioners' Rulings	641	506 -21.1%	432 -14.6%	431 -0.2%	335 -22.3%
Dismissed	237	209 -11.8%	205 -1.9%	206 0.5%	213 3.4%
Transferred/Certified ¹	2	2 . %	1 . %	3 . %	2 . %
Review Not Accepted	3	2 . %	2 . %	3 . %	3 . %
Other Terminations	5	7 . %	3 . %	2 . %	5 . %
Total Disposed	2,251	1,701 -24.4%	1,884 10.8%	1,658 -12.0%	1,586 -4.3%
PENDING AT YEAR END					
Case Stayed	19	17 . %	54 . %	63 16.7%	101 60.3%
Brief Not Filed	950	1,004 5.7%	768 -23.5%	835 8.7%	806 -3.5%
Appellant Brief Filed	407	397 -2.5%	323 -18.6%	292 -9.6%	357 22.3%
Respondent Brief Filed	624	677 8.5%	666 -1.6%	592 -11.1%	537 -9.3%
Remanded to Trial Court	12	9 . %	12 . %	8 . %	7 . %
Set for Motion on the Merits	20	42 . %	94 123.8%	24 . %	3 . %
Ruling Referred to Panel	42	27 . %	7 . %	14 . %	12 . %
Set for Oral Argument	133	88 -33.8%	70 -20.5%	60 -14.3%	70 16.7%
Total Awaiting Hearing	2,207	2,261 2.4%	1,994 -11.8%	1,888 -5.3%	1,893 0.3%
Opinion/Order in Process	90	168 86.7%	81 -51.8%	108 33.3%	90 -16.7%
Total Pending Decision	2,297	2,429 5.7%	2,075 -14.6%	1,996 -3.8%	1,983 -0.7%
MANDATED					
Opinions	1,277	1,051 -17.7%	1,154 9.8%	1,162 0.7%	879 -24.4%
Commissioners' Rulings	615	559 -9.1%	450 -19.5%	435 -3.3%	335 -23.0%
Other	258	215 -16.7%	222 3.3%	220 -0.9%	196 -10.9%
Total Mandated	2,150	1,825 -15.1%	1,826 0.1%	1,817 -0.5%	1,410 -22.4%

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

2 Percentages are not provided when numbers are small (less than 30).

The Court of Appeals
Court Activity, All Divisions, Civil Appeals, 1997-2001

	1997	1998	% Chg2	1999	% Chg2	2000	% Chg2	2001	% Chg2
FILINGS									
New Filings	1,430	1,506	5.3%	1,385	-8.0%	1,525	10.1%	1,396	-8.5%
Transfers	23	46	. %	29	. %	33	. %	12	. %
Total Filings	1,453	1,552	6.8%	1,414	-8.9%	1,558	10.2%	1,408	-9.6%
DISPOSITIONS									
Opinions Published	287	231	-19.5%	297	28.6%	261	-12.1%	280	7.3%
Opinions Unpublished	585	448	-23.4%	566	26.3%	491	-13.3%	536	9.2%
Opinions	872	679	-22.1%	863	27.1%	752	-12.9%	816	8.5%
Motion on the Merits	153	165	7.8%	140	-15.2%	184	31.4%	182	-1.1%
Other Rulings	2	29	. %	17	. %	26	. %	37	. %
Commissioners' Rulings	155	194	25.2%	157	-19.1%	210	33.8%	219	4.3%
Dismissed	557	563	1.1%	538	-4.4%	482	-10.4%	516	7.1%
Transferred/Certified ¹	11	13	. %	10	. %	8	. %	6	. %
Review Not Accepted	14	14	. %	18	. %	20	. %	17	. %
Other Terminations	6	3	. %	10	. %	7	. %	5	. %
Total Disposed	1,615	1,466	-9.2%	1,596	8.9%	1,479	-7.3%	1,579	6.8%
PENDING AT YEAR END									
Case Stayed	29	28	. %	39	. %	56	43.6%	64	14.3%
Brief Not Filed	693	730	5.3%	602	-17.5%	726	20.6%	650	-10.5%
Appellant Brief Filed	174	180	3.4%	180	0.0%	200	11.1%	161	-19.5%
Respondent Brief Filed	366	264	-27.9%	302	14.4%	258	-14.6%	239	-7.4%
Remanded to Trial Court	14	3	. %	1	. %	2	. %	3	. %
Set for Motion on the Merits	6	6	. %	20	. %	5	. %	1	. %
Ruling Referred to Panel	17	9	. %	4	. %	13	. %	6	. %
Set for Oral Argument	134	153	14.2%	92	-39.9%	111	20.7%	94	-15.3%
Total Awaiting Hearing	1,433	1,373	-4.2%	1,240	-9.7%	1,371	10.6%	1,218	-11.2%
Opinion/Order in Process	118	250	111.9%	168	-32.8%	150	-10.7%	128	-14.7%
Total Pending Decision	1,551	1,623	4.6%	1,408	-13.2%	1,521	8.0%	1,346	-11.5%
MANDATED									
Opinions	815	714	-12.4%	838	17.4%	788	-6.0%	730	-7.4%
Commissioners' Rulings	135	196	45.2%	164	-16.3%	199	21.3%	190	-4.5%
Other	628	603	-4.0%	571	-5.3%	526	-7.9%	504	-4.2%
Total Mandated	1,578	1,513	-4.1%	1,573	4.0%	1,513	-3.8%	1,424	-5.9%

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

2 Percentages are not provided when numbers are small (less than 30).

The Court of Appeals
Court Activity, All Divisions, Total Appeals, 1997-2001

	1997	1998 % Chg2	1999 % Chg2	2000 % Chg2	2001 % Chg2
FILINGS					
New Filings	3,151	3,323 5.5%	2,970 -10.6%	3,052 2.8%	2,957 -3.1%
Transfers	26	52 . %	31 -40.4%	35 12.9%	14 . %
Total Filings	3,177	3,375 6.2%	3,001 -11.1%	3,087 2.9%	2,971 -3.8%
DISPOSITIONS					
Opinions Published	462	369 -20.1%	518 40.4%	426 -17.8%	471 10.6%
Opinions Unpublished	1,773	1,285 -27.5%	1,586 23.4%	1,339 -15.6%	1,373 2.5%
Opinions	2,235	1,654 -26.0%	2,104 27.2%	1,765 -16.1%	1,844 4.5%
Motion on the Merits	592	501 -15.4%	446 -11.0%	542 21.5%	436 -19.6%
Other Rulings	204	199 -2.5%	143 -28.1%	99 -30.8%	118 19.2%
Commissioners' Rulings	796	700 -12.1%	589 -15.9%	641 8.8%	554 -13.6%
Dismissed	794	772 -2.8%	743 -3.8%	688 -7.4%	729 6.0%
Transferred/Certified ¹	13	15 . %	11 . %	11 . %	8 . %
Review Not Accepted	17	16 . %	20 . %	23 . %	20 . %
Other Terminations	11	10 . %	13 . %	9 . %	10 . %
Total Disposed	3,866	3,167 -18.1%	3,480 9.9%	3,137 -9.9%	3,165 0.9%
PENDING AT YEAR END					
Case Stayed	48	45 -6.3%	93 106.7%	119 28.0%	165 38.7%
Brief Not Filed	1,643	1,734 5.5%	1,370 -21.0%	1,561 13.9%	1,456 -6.7%
Appellant Brief Filed	581	577 -0.7%	503 -12.8%	492 -2.2%	518 5.3%
Respondent Brief Filed	990	941 -4.9%	968 2.9%	850 -12.2%	776 -8.7%
Remanded to Trial Court	26	12 . %	13 . %	10 . %	10 . %
Set for Motion on the Merits	26	48 . %	114 137.5%	29 . %	4 . %
Ruling Referred to Panel	59	36 -39.0%	11 . %	27 . %	18 . %
Set For Oral Argument	267	241 -9.7%	162 -32.8%	171 5.6%	164 -4.1%
Total Awaiting Hearing	3,640	3,634 -0.2%	3,234 -11.0%	3,259 0.8%	3,111 -4.5%
Opinion/Order in Process	208	418 101.0%	249 -40.4%	258 3.6%	218 -15.5%
Total Pending Decision	3,848	4,052 5.3%	3,483 -14.0%	3,517 1.0%	3,329 -5.3%
MANDATED					
Opinions	2,092	1,765 -15.6%	1,992 12.9%	1,950 -2.1%	1,609 -17.5%
Commissioners' Rulings	750	755 0.7%	614 -18.7%	634 3.3%	525 -17.2%
Other	886	818 -7.7%	793 -3.1%	746 -5.9%	700 -6.2%
Total Mandated	3,728	3,338 -10.5%	3,399 1.8%	3,330 -2.0%	2,834 -14.9%

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

2 Percentages are not provided when numbers are small (less than 30).

The Court of Appeals
 Court Activity, All Divisions, Personal Restraint Petitions, 1997-2001

	1997	1998	% Chg2	1999	% Chg2	2000	% Chg2	2001	% Chg2
FILINGS									
New Filings	415	576	38.8%	596	3.5%	677	13.6%	695	2.7%
Transfers	30	28	. %	61	. %	39	-36.1%	90	130.8%
Total Filings	445	604	35.7%	657	8.8%	716	9.0%	785	9.6%
DISPOSITIONS									
Opinions Published	10	12	. %	6	. %	9	. %	12	. %
Opinions Unpublished	53	23	. %	38	. %	42	10.5%	36	-14.3%
Opinions	63	35	-44.4%	44	25.7%	51	15.9%	48	-5.9%
Motion on the Merits	4	1	. %	2	. %	0	. %	3	. %
Other Rulings	2	1	. %	1	. %	1	. %	0	. %
Commissioners' Rulings	6	2	. %	3	. %	1	. %	3	. %
Dismissed	410	471	14.9%	546	15.9%	689	26.2%	655	-4.9%
Transferred/Certified ¹	2	3	. %	0	. %	2	. %	5	. %
Review Not Accepted	0	0	. %	0	. %	0	. %	0	. %
Other Terminations	4	3	. %	7	. %	5	. %	3	. %
Total Disposed	485	514	6.0%	600	16.7%	748	24.7%	714	-4.5%
PENDING AT YEAR END									
Case Stayed	4	9	. %	20	. %	49	. %	55	12.2%
Brief Not Filed	162	244	50.6%	284	16.4%	226	-20.4%	310	37.2%
Appellant Brief Filed	0	0	. %	1	. %	3	. %	10	. %
Respondent Brief Filed	1	1	. %	0	. %	1	. %	3	. %
Remanded to Trial Court	1	2	. %	0	. %	1	. %	0	. %
Set for Motion on the Merits	0	0	. %	1	. %	0	. %	0	. %
Ruling Referred to Panel	2	2	. %	0	. %	6	. %	0	. %
Set for Oral Argument	6	5	. %	2	. %	2	. %	2	. %
Total Awaiting Hearing	176	263	49.4%	308	17.1%	288	-6.5%	380	31.9%
Opinion/Order in Process	6	12	. %	7	. %	4	. %	1	. %
Total Pending Decision	182	275	51.1%	315	14.5%	292	-7.3%	381	30.5%
MANDATED									
Opinions	49	46	-6.1%	45	-2.2%	54	20.0%	39	-27.8%
Commissioners' Rulings	5	3	. %	4	. %	0	. %	2	. %
Other	467	439	-6.0%	474	8.0%	534	12.7%	740	38.6%
Total Mandated	521	488	-6.3%	523	7.2%	588	12.4%	781	32.8%

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

2 Percentages are not provided when numbers are small (less than 30).

The Court of Appeals
 Court Activity, All Divisions, Notices of Discretionary Review, 1997-2001

	1997	1998	% Chg2	1999	% Chg2	2000	% Chg2	2001	% Chg2
FILINGS									
New Filings	428	439	2.6%	370	-15.7%	389	5.1%	440	13.1%
Transfers	2	3	. %	1	. %	3	. %	3	. %
Total Filings	430	442	2.8%	371	-16.1%	392	5.7%	443	13.0%
DISPOSITIONS									
Opinions Published	37	30	-18.9%	36	20.0%	32	-11.1%	48	50.0%
Opinions Unpublished	45	35	-22.2%	39	11.4%	21	. %	32	. %
Opinions	82	65	-20.7%	75	15.4%	53	-29.3%	80	50.9%
Motion on the Merits	0	0	. %	1	. %	0	. %	1	. %
Other Rulings	0	0	. %	0	. %	0	. %	0	. %
Commissioners' Rulings	0	0	. %	1	. %	0	. %	1	. %
Dismissed	80	103	28.8%	71	-31.1%	85	19.7%	97	14.1%
Transferred/Certified ¹	4	1	. %	0	. %	2	. %	4	. %
Review Not Accepted	288	261	-9.4%	218	-16.5%	188	-13.8%	264	40.4%
Other Terminations	45	33	-26.7%	20	. %	18	. %	12	. %
Total Disposed	499	463	-7.2%	385	-16.8%	346	-10.1%	458	32.4%
PENDING AT YEAR END									
Case Stayed	11	8	. %	5	. %	9	. %	13	. %
Brief Not Filed	151	132	-12.6%	125	-5.3%	145	16.0%	149	2.8%
Appellant Brief Filed	11	17	. %	4	. %	17	. %	11	. %
Respondent Brief Filed	26	13	. %	16	. %	21	. %	11	. %
Remanded to Trial Court	0	1	. %	0	. %	1	. %	0	. %
Set for Motion on the Merits	0	1	. %	0	. %	1	. %	0	. %
Ruling Referred to Panel	0	5	. %	2	. %	1	. %	1	. %
Set for Oral Argument	19	7	. %	5	. %	31	. %	29	. %
Total Awaiting Hearing	218	184	-15.6%	157	-14.7%	226	43.9%	214	-5.3%
Opinion/Order in Process	10	20	. %	10	. %	7	. %	7	. %
Total Pending Decision	228	204	-10.5%	167	-18.1%	233	39.5%	221	-5.2%
MANDATED									
Opinions	74	76	2.7%	67	-11.8%	66	-1.5%	55	-16.7%
Commissioners' Rulings	0	0	. %	1	. %	0	. %	1	. %
Other	411	379	-7.8%	349	-7.9%	267	-23.5%	339	27.0%
Total Mandated	485	455	-6.2%	417	-8.4%	333	-20.1%	395	18.6%

1 Includes both matters transferred to other divisions and those certified to the Supreme Court.

2 Percentages are not provided when numbers are small (less than 30).

The Court of Appeals

Days Between Events for Criminal Appeals PENDING OR DISPOSED OF BY OPINION -- 75th Percentile¹, 1997-2001

	1997	1998	% Chg	1999	% Chg	2000	% Chg	2001	% Chg
DIVISION I									
Filing - Comp. of Record	.	149	. %	163	9.4%	146	-10.4%	157	7.5%
Filing - Stmt. of Arrgmts.	.	53	. %	58	8.5%	73	27.0%	77	5.5%
Stmt. of Arrgmts. - Comp. of Record	.	97	. %	105	8.2%	77	-26.7%	84	9.1%
Comp. of Record - App. Brief	.	88	. %	94	6.8%	69	-26.6%	75	8.7%
App. Brief - Ready	.	133	. %	145	9.0%	100	-31.0%	106	6.0%
Ready - Opinion	.	266	. %	259	-2.6%	246	-5.0%	264	7.3%
Filing - Opinion, Div. I2	.	644	. %	632	-1.9%	564	-10.7%	622	10.3%
DIVISION II									
Filing - Comp. of Record	.	140	. %	151	7.9%	128	-15.2%	135	5.5%
Filing - Stmt. of Arrgmts.	.	67	. %	66	-2.2%	68	3.8%	69	1.5%
Stmt. of Arrgmts. - Comp. of Record	.	86	. %	91	5.8%	69	-24.2%	69	0.0%
Comp. of Record - App. Brief	.	165	. %	125	-24.2%	102	-18.4%	108	5.9%
App. Brief - Ready	.	148	. %	194	31.1%	139	-28.4%	144	3.6%
Ready - Opinion	.	403	. %	282	-30.0%	319	13.1%	325	1.9%
Filing - Opinion, Div. II2	.	690	. %	694	0.7%	708	2.0%	703	-0.7%
DIVISION III									
Filing - Comp. of Record	.	127	. %	149	17.3%	122	-18.1%	126	3.3%
Filing - Stmt. of Arrgmts.	.	56	. %	55	-1.8%	55	0.0%	56	1.8%
Stmt. of Arrgmts. - Comp. of Record	.	79	. %	102	29.1%	81	-20.6%	78	-3.7%
Comp. of Record - App. Brief	.	97	. %	109	12.4%	91	-16.5%	98	7.7%
App. Brief - Ready	.	170	. %	196	15.3%	137	-30.1%	138	0.7%
Ready - Opinion	.	300	. %	269	-10.3%	242	-10.0%	213	-12.0%
Filing - Opinion, Div. III2	.	732	. %	703	-4.0%	668	-5.0%	609	-8.8%
COURT OF APPEALS, TOTAL									
Filing - Comp. of Record	.	141	. %	155	9.9%	134	-13.5%	144	7.5%
Filing - Stmt. of Arrgmts.	.	57	. %	60	5.3%	69	15.0%	71	2.9%
Stmt. of Arrgmts. - Comp. of Record	.	88	. %	100	13.6%	75	-25.0%	77	2.7%
Comp. of Record - App. Brief	.	114	. %	110	-3.5%	89	-19.1%	96	7.9%
App. Brief - Ready	.	142	. %	172	21.1%	122	-29.4%	129	6.2%
Ready - Opinion	.	308	. %	270	-12.3%	291	7.8%	284	-2.4%
Filing - Opinion, Court of Appeals ²	.	683	. %	668	-2.2%	637	-4.6%	648	1.7%

1 Substantial revisions were made to the time-in-process reporting model beginning in 1998. Improvements include changes to both data entry and statistical measurement. The 1998 stages are not comparable to those published in prior years' reports.

2 Days to reach the 75th percentile for the full period (filing to opinion) do not necessarily equal the sum of the days for the event categories within that period.

The Court of Appeals

Days Between Events for Civil Appeals PENDING OR DISPOSED OF BY OPINION -- 75th Percentile¹, 1997-2001

	1997	1998	% Chg	1999	% Chg	2000	% Chg	2001	% Chg
DIVISION I									
Filing - Comp. of Record	.	136	. %	135	-0.7%	138	2.2%	139	0.7%
Filing - Stmt. of Arrgmts.	.	67	. %	70	4.5%	71	1.4%	71	0.0%
Stmt. of Arrgmts. - Comp. of Record	.	86	. %	92	7.0%	77	-16.3%	90	16.2%
Comp. of Record - App. Brief	.	88	. %	100	13.6%	88	-12.0%	94	6.8%
App. Brief - Ready	.	86	. %	83	-3.5%	77	-7.2%	80	3.9%
Ready - Opinion	.	377	. %	351	-7.0%	305	-13.0%	270	-11.6%
Filing - Opinion, Div. I2	.	644	. %	592	-8.1%	553	-6.6%	522	-5.7%
DIVISION II									
Filing - Comp. of Record	.	121	. %	133	9.9%	113	-15.0%	114	0.9%
Filing - Stmt. of Arrgmts.	.	68	. %	77	13.2%	71	-7.8%	73	2.8%
Stmt. of Arrgmts. - Comp. of Record	.	75	. %	81	8.0%	60	-25.9%	60	0.0%
Comp. of Record - App. Brief	.	203	. %	107	-47.3%	94	-12.1%	100	6.4%
App. Brief - Ready	.	68	. %	91	33.8%	72	-20.9%	80	11.1%
Ready - Opinion	.	466	. %	331	-29.0%	352	6.3%	339	-3.7%
Filing - Opinion, Div. II2	.	687	. %	605	-11.9%	617	2.0%	586	-5.0%
DIVISION III									
Filing - Comp. of Record	.	128	. %	144	12.5%	120	-16.7%	123	2.5%
Filing - Stmt. of Arrgmts.	.	75	. %	81	8.0%	70	-13.6%	60	-14.3%
Stmt. of Arrgmts. - Comp. of Record	.	80	. %	82	2.5%	76	-7.3%	76	0.0%
Comp. of Record - App. Brief	.	83	. %	102	22.9%	91	-10.8%	98	7.7%
App. Brief - Ready	.	83	. %	91	9.6%	75	-17.6%	106	41.3%
Ready - Opinion	.	292	. %	293	0.3%	239	-18.4%	224	-6.3%
Filing - Opinion, Div. III2	.	542	. %	571	5.4%	523	-8.5%	518	-0.9%
COURT OF APPEALS, TOTAL									
Filing - Comp. of Record	.	127	. %	134	5.5%	122	-9.0%	125	2.5%
Filing - Stmt. of Arrgmts.	.	68	. %	73	7.4%	70	-4.1%	70	0.0%
Stmt. of Arrgmts. - Comp. of Record	.	78	. %	86	10.3%	70	-18.6%	73	4.3%
Comp. of Record - App. Brief	.	133	. %	102	-23.3%	91	-10.8%	98	7.7%
App. Brief - Ready	.	83	. %	87	4.8%	76	-12.6%	84	10.5%
Ready - Opinion	.	396	. %	325	-17.9%	315	-3.1%	284	-9.8%
Filing - Opinion, Court of Appeals2	.	645	. %	591	-8.4%	570	-3.6%	546	-4.2%

1 Substantial revisions were made to the time-in-process reporting model beginning in 1998. Improvements include changes to both data entry and statistical measurement. The 1998 stages are not comparable to those published in prior years' reports.

2 Days to reach the 75th percentile for the full period (filing to opinion) do not necessarily equal the sum of the days for the event categories within that period.

The Court of Appeals

Days Between Events for Total Appeals PENDING OR DISPOSED OF BY OPINION -- 75th Percentile¹, 1997-2001

	1997	1998	% Chg	1999	% Chg	2000	% Chg	2001	% Chg
DIVISION I									
Filing - Comp. of Record	.	148	. %	154	4.4%	143	-7.1%	152	6.3%
Filing - Stmt. of Arrgmts.	.	59	. %	63	6.8%	72	14.3%	76	5.6%
Stmt. of Arrgmts. - Comp. of Record	.	95	. %	101	6.3%	77	-23.8%	85	10.4%
Comp. of Record - App. Brief	.	88	. %	96	9.1%	77	-19.8%	83	7.8%
App. Brief - Ready	.	114	. %	116	2.2%	92	-20.7%	97	5.4%
Ready - Opinion	.	337	. %	299	-11.3%	287	-4.0%	265	-7.7%
Filing - Opinion, Div. I2	.	644	. %	615	-4.5%	560	-8.9%	572	2.1%
DIVISION II									
Filing - Comp. of Record	.	134	. %	144	7.5%	125	-13.2%	129	3.2%
Filing - Stmt. of Arrgmts.	.	68	. %	71	4.4%	69	-2.8%	70	1.4%
Stmt. of Arrgmts. - Comp. of Record	.	83	. %	88	6.0%	67	-23.9%	67	0.0%
Comp. of Record - App. Brief	.	189	. %	117	-38.1%	99	-15.4%	106	7.1%
App. Brief - Ready	.	128	. %	161	25.8%	115	-28.6%	124	7.4%
Ready - Opinion	.	449	. %	302	-32.7%	331	9.4%	331	0.2%
Filing - Opinion, Div. II2	.	688	. %	652	-5.2%	665	2.0%	658	-1.1%
DIVISION III									
Filing - Comp. of Record	.	128	. %	146	14.1%	121	-17.1%	126	4.1%
Filing - Stmt. of Arrgmts.	.	60	. %	60	0.0%	58	-3.3%	58	0.0%
Stmt. of Arrgmts. - Comp. of Record	.	79	. %	98	24.1%	78	-20.4%	78	0.0%
Comp. of Record - App. Brief	.	92	. %	106	15.2%	91	-14.2%	98	7.7%
App. Brief - Ready	.	137	. %	164	19.7%	111	-32.3%	131	18.0%
Ready - Opinion	.	295	. %	281	-4.7%	240	-14.8%	220	-8.1%
Filing - Opinion, Div. III2	.	658	. %	640	-2.7%	593	-7.3%	573	-3.5%
COURT OF APPEALS, TOTAL									
Filing - Comp. of Record	.	138	. %	148	7.2%	132	-10.8%	139	5.3%
Filing - Stmt. of Arrgmts.	.	62	. %	65	4.8%	69	6.2%	71	2.9%
Stmt. of Arrgmts. - Comp. of Record	.	85	. %	97	14.1%	73	-24.7%	76	4.1%
Comp. of Record - App. Brief	.	120	. %	107	-10.8%	90	-15.9%	97	7.8%
App. Brief - Ready	.	121	. %	140	15.7%	101	-27.9%	113	11.9%
Ready - Opinion	.	357	. %	295	-17.4%	301	2.0%	284	-5.6%
Filing - Opinion, Court of Appeals2	.	663	. %	633	-4.5%	608	-3.9%	608	0.0%

1 Substantial revisions were made to the time-in-process reporting model beginning in 1998. Improvements include changes to both data entry and statistical measurement. The 1998 stages are not comparable to those published in prior years' reports.

2 Days to reach the 75th percentile for the full period (filing to opinion) do not necessarily equal the sum of the days for the event categories within that period.