

# *Court of Appeals*

## *2003 Annual Caseload*

### *Report*

#### **Table of Contents**

Court of Appeals Highlights	<a href="#"><u>3 - 4</u></a>
Glossary	<a href="#"><u>5 - 7</u></a>
Court Activity, All Divisions, 2003	<a href="#"><u>8</u></a>
Court Activity, Division I 2003	<a href="#"><u>9</u></a>
Court Activity, Division II, 2003	<a href="#"><u>10</u></a>
Court Activity, Division III, 2003	<a href="#"><u>11</u></a>
History of Filings, 1999-2003	<a href="#"><u>12</u></a>
History of Dispositions, 1999-2003	<a href="#"><u>13</u></a>
History of Pending Cases, 1999-2003	<a href="#"><u>14</u></a>
History of Activity, All Reviews, All Divisions, 1999-2003	<a href="#"><u>15</u></a>
History of Activity, All Reviews, Division I, 1999-2003	<a href="#"><u>16</u></a>
History of Activity, All Reviews, Division II, 1999-2003	<a href="#"><u>17</u></a>
History of Activity, All Reviews, Division III, 1999-2003	<a href="#"><u>18</u></a>
Court Activity, All Divisions, Criminal Appeals, 1999-2003	<a href="#"><u>19</u></a>
Court Activity, All Divisions, Civil Appeals, 1999-2003	<a href="#"><u>20</u></a>
Court Activity, All Divisions, Total Appeals, 1999-2003	<a href="#"><u>21</u></a>
Court Activity, All Divisions, Personal Restraint Petitions, 1999-2003	<a href="#"><u>22</u></a>
Court Activity, All Divisions, Notices of Discretionary Review, 1999-2003	<a href="#"><u>23</u></a>

Days Between Events for Criminal Appeals PENDING OR DISPOSED OF BY OPINION --75th Percentile, 1999-2003	<a href="#"><u>24</u></a>
Days Between Events for Civil Appeals PENDING OR DISPOSED OF BY OPINION --75th Percentile, 1999-2003	<a href="#"><u>25</u></a>
Days Between Events for Total Appeals PENDING OR DISPOSED OF BY OPINION --75th Percentile, 1999-2003	<a href="#"><u>26</u></a>

# Court of Appeals Highlights

## Filings

- Washington's Court of Appeals received 4,361 new filings in 2003 - the same number received the prior year. A little under half (44.6%) of those were filed in Division I (Seattle), serving Northwestern Washington, while Divisions II (Tacoma) and III (Spokane), serving Southwestern and Eastern Washington, shouldered 33.2% and 22.2%, respectively.
- The majority of the 2003 filings (2,970 cases - 68.1% of total new filings) were notices of appeal, split quite evenly between criminal (1,495) and civil (1,475) matters. Almost a quarter (23.0%) of the new filings were personal restraint petitions. The remaining 386 cases (8.9% of total caseload) were notices of discretionary review.
- Criminal notices of appeal experienced declines across all three divisions in 2003. Statewide, they reached their lowest point in recent years, down from the past decade's high of 1,845 filings in 1995 to this year's 1,495 (a 19.0% drop over that time period). Civil appeals, on the other hand, are up only one percent statewide over the 1,461 cases filed in 2002, and have remained relatively stable in recent years.
- In Division I, the declines in criminal appeals coupled with increases in civil appeals has resulted in civil filings (736 in 2003) outpacing criminal filings (585). In contrast, Divisions II and III continued to receive more criminal than civil notices of appeal, although the gap between the two case types has narrowed in both divisions relative to 2002.
- Personal restraint petitions continued the steady climb that has occurred every year since 1997. In that year, the 445 petitions made up 11.0% of total statewide Court of Appeals filings. By 2003, the number of annual personal restraint petitions has more than doubled (to 1,005), and they now make up 23.0% of annual filings.

## Resolutions

- Statewide, the Court of Appeals resolved 4,095 cases in 2003 - a rate 4.5% lower than the prior year (4,287 cases in 2002), and somewhat short of the 4,361 new filings received.
- Resolutions of all case types other than personal restraint petitions were down in 2003 relative to the prior year. Civil appeals declined most notably, with a 12.3% drop statewide from 1,458 to 1,278.
- In response to climbing numbers of personal restraint petitions, resolutions of those cases has risen. Statewide, 857 petitions were resolved - a 17.9% increase over 2002 resolutions. Division II contributed the most to this trend, with a dramatic 40.4% climb from 230 in 2002 to 323 in 2004. Similarly, Division III personal restraint petition resolutions increased 30.5% from 154 last year to 201 in 2003.
- Washington's Court of Appeals issued 1,846 opinions in 2003, of which 376 (20.4%) were published. In addition to opinions, the Court issued 2,249 other decisions terminating review.

## Pending

- Consistent with resolutions falling short of new filings in 2003, pending caseload increased modestly from 3,755 cases in 2002 to 3,900 cases in 2003 - a 3.9% rise.
- Division I experienced the most growth in pending caseload, with a 6.8% rise to 1,688 cases. Only marginal increases occurred in Divisions II (16 cases - 1.2%) and III (21 cases - 2.6%). Division I's increased pending caseload follows two years of declines of similar magnitude (down 8.2% in 2001, and down 7.5% in 2002).

- Approximately half (49.3%) of statewide cases pending at year's end were awaiting the filing of briefs. Under a tenth (8.2%) were awaiting completion of opinions/orders in process. Other cases pending at year's end were awaiting hearing, set for a commissioner's calendar, stayed, or remanded to trial court.

#### Time In Process

- Elapsed time from filing to opinion for criminal appeals remained constant in Division I (with 75% of the cases resolved in 551 days or less) and Division III (532 days or less). Division II decreased the time for the third year in a row, down from 708 days in 2000 to 617 in 2003.
- For civil appeals, elapsed time from filing to opinion remained stable for Divisions I (529 days) and II (578 days), and continued a downward trend in Division III to 496 days.

#### 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 are recalculated annually to include all cases received late. Although this provides more accurate statistical reporting, it may cause current year filing totals to vary in future court reports.*

# Court of Appeals

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). **Dispositions**

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 --Notice Of Appeals**

**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.

**Report Of Proceedings** - The date of the first occurrence when the Report Of Proceedings has either been "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.

**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.

**Respondent's Brief** - The date of the last occurrence for the Respondent'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.

**Oral Argument** - The date of the first occurrence that the oral argument received a status of "Heard."

**Opinion** - The date of the first occurrence of the opinion being filed.

**Mandate** - A written notification by the clerk of the appellate court to the trial court and to the parties of an appellate court decision terminating review.

Note that the time-in-process tables have been changed in 1997 to reflect the 75th percentile rather than the median number of days between events. The change was made for consistency with national standards.

The Court Of Appeals  
Court Activity, All Divisions, 2003

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
<b>FILINGS</b>							
New Filings	1,492	1,470	2,962	956	386	1,342	4,304
Transfers	3	5	8	49	0	49	57
Total Filings	1,495	1,475	2,970	1,005	386	1,391	4,361
<b>RESOLUTIONS</b>							
Opinions Published	142	206	348	9	19	28	376
Opinions Unpublished	935	470	1,405	32	33	65	1,470
Opinions	1,077	676	1,753	41	52	93	1,846
Other Decisions Term. Review <sup>1</sup>	530	602	1,132	816	301	1,117	2,249
Total Resolved	1,607	1,278	2,885	857	353	1,210	4,095
<b>PENDING AT YEAR END<sup>1</sup></b>							
Cases Stayed	32	45	77	157	18	175	252
Brief Not Filed	700	580	1,280	189	105	294	1,574
Appellant Brief Filed	229	110	339	4	7	11	350
Respondent Brief Filed	482	351	833	168	24	192	1,025
Remanded to Trial Court	4	0	4	1	0	1	5
Set for Commissioners' Calendar	68	82	150	8	20	28	178
Set for Oral Argument <sup>2</sup>	98	92	190	4	4	8	198
Total Awaiting Hearing	1,613	1,260	2,873	531	178	709	3,582
Opinion/Order in Process	141	156	297	15	6	21	318
Total Pending Decision	1,754	1,416	3,170	546	184	730	3,900
<b>MANDATED</b>							
Opinions	1,006	698	1,704	43	68	111	1,815
Other <sup>3</sup>	654	745	1,399	749	363	1,112	2,511
Total Mandated	1,660	1,443	3,103	792	431	1,223	4,326

<sup>1</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>2</sup> 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.

<sup>3</sup> Includes Commissioners' Rulings and other resolution types.



The Court Of Appeals  
 Court Activity, Division I, 2003

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
<b>FILINGS</b>							
New Filings	582	732	1,314	384	199	583	1,897
Transfers	3	4	7	43	0	43	50
Total Filings	585	736	1,321	427	199	626	1,947
<b>RESOLUTIONS</b>							
Opinions Published	53	73	126	6	6	12	138
Opinions Unpublished	427	228	655	14	19	33	688
Opinions	480	301	781	20	25	45	826
Other Decisions Term. Review <sup>1</sup>	151	263	414	313	149	462	876
Total Resolved	631	564	1,195	333	174	507	1,702
<b>PENDING AT YEAR END<sup>1</sup></b>							
Cases Stayed	21	21	42	110	12	122	164
Brief Not Filed	269	300	569	72	60	132	701
Appellant Brief Filed	98	67	165	3	5	8	173
Respondent Brief Filed	193	182	375	61	16	77	452
Remanded to Trial Court	0	0	0	0	0	0	0
Set for Commissioners' Calendar	2	0	2	0	0	0	2
Set for Oral Argument <sup>2</sup>	19	43	62	1	2	3	65
Total Awaiting Hearing	602	613	1,215	247	95	342	1,557
Opinion/Order in Process	46	75	121	9	1	10	131
Total Pending Decision	648	688	1,336	256	96	352	1,688
<b>MANDATED</b>							
Opinions	415	331	746	24	35	59	805
Other <sup>3</sup>	253	320	573	350	191	541	1,114
Total Mandated	668	651	1,319	374	226	600	1,919

<sup>1</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>2</sup> 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.

<sup>3</sup> Includes Commissioners' Rulings and other resolution types.

The Court Of Appeals  
 Court Activity, Division II, 2003

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
<b>FILINGS</b>							
New Filings	554	428	982	362	103	465	1,447
Transfers	0	0	0	0	0	0	0
Total Filings	554	428	982	362	103	465	1,447
<b>RESOLUTIONS</b>							
Opinions Published	48	73	121	0	4	4	125
Opinions Unpublished	318	131	449	3	7	10	459
Opinions	366	204	570	3	11	14	584
Other Decisions Term. Review <sup>1</sup>	266	209	475	320	95	415	890
Total Resolved	632	413	1,045	323	106	429	1,474
<b>PENDING AT YEAR END<sup>1</sup></b>							
Cases Stayed	6	11	17	29	2	31	48
Brief Not Filed	276	184	460	82	33	115	575
Appellant Brief Filed	79	26	105	1	1	2	107
Respondent Brief Filed	220	116	336	86	0	86	422
Remanded to Trial Court	3	0	3	1	0	1	4
Set for Commissioners' Calendar	10	14	24	5	0	5	29
Set for Oral Argument <sup>2</sup>	41	25	66	0	1	1	67
Total Awaiting Hearing	635	376	1,011	204	37	241	1,252
Opinion/Order in Process	65	63	128	5	2	7	135
Total Pending Decision	700	439	1,139	209	39	248	1,387
<b>MANDATED</b>							
Opinions	381	195	576	2	20	22	598
Other <sup>3</sup>	282	262	544	226	103	329	873
Total Mandated	663	457	1,120	228	123	351	1,471

<sup>1</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>2</sup> 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.

<sup>3</sup> Includes Commissioners' Rulings and other resolution types.

The Court Of Appeals  
 Court Activity, Division III, 2003

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
<b>FILINGS</b>							
New Filings	356	310	666	210	84	294	960
Transfers	0	1	1	6	0	6	7
Total Filings	356	311	667	216	84	300	967
<b>RESOLUTIONS</b>							
Opinions Published	41	60	101	3	9	12	113
Opinions Unpublished	190	111	301	15	7	22	323
Opinions	231	171	402	18	16	34	436
Other Decisions Term. Review <sup>1</sup>	113	130	243	183	57	240	483
Total Resolved	344	301	645	201	73	274	919
<b>PENDING AT YEAR END<sup>1</sup></b>							
Cases Stayed	5	13	18	18	4	22	40
Brief Not Filed	155	96	251	35	12	47	298
Appellant Brief Filed	52	17	69	0	1	1	70
Respondent Brief Filed	69	53	122	21	8	29	151
Remanded to Trial Court	1	0	1	0	0	0	1
Set for Commissioners' Calendar	56	68	124	3	20	23	147
Set for Oral Argument <sup>2</sup>	38	24	62	3	1	4	66
Total Awaiting Hearing	376	271	647	80	46	126	773
Opinion/Order in Process	30	18	48	1	3	4	52
Total Pending Decision	406	289	695	81	49	130	825
<b>MANDATED</b>							
Opinions	210	172	382	17	13	30	412
Other <sup>3</sup>	119	163	282	173	69	242	524
Total Mandated	329	335	664	190	82	272	936

<sup>1</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>2</sup> 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.

<sup>3</sup> Includes Commissioners' Rulings and other resolution types.

The Court of Appeals  
History of Filings, 1999-2003

	1999	2000	% Chg	2001	% Chg	2002	% Chg	2003	% Chg
<b>DIVISION I</b>									
Criminal Appeals	750	705	-6.0%	627	-11.1%	671	7.0%	585	-12.8%
Civil Appeals	697	784	12.5%	645	-17.7%	663	2.8%	736	11.0%
Total Appeals	1,447	1,489	2.9%	1,272	-14.6%	1,334	4.9%	1,321	-1.0%
Personal Restraint Petitions	297	355	19.5%	361	1.7%	340	-5.8%	427	25.6%
Notices of Discretionary Review	168	159	-5.4%	227	42.8%	195	-14.1%	199	2.1%
Total Filings, Division I	1,912	2,003	4.8%	1,860	-7.1%	1,869	0.5%	1,947	4.2%
<b>DIVISION II</b>									
Criminal Appeals	525	547	4.2%	588	7.5%	654	11.2%	554	-15.3%
Civil Appeals	412	446	8.3%	438	-1.8%	488	11.4%	428	-12.3%
Total Appeals	937	993	6.0%	1,026	3.3%	1,142	11.3%	982	-14.0%
Personal Restraint Petitions	205	241	17.6%	276	14.5%	309	12.0%	362	17.2%
Notices of Discretionary Review	106	140	32.1%	125	-10.7%	113	-9.6%	103	-8.8%
Total Filings, Division II	1,248	1,374	10.1%	1,427	3.9%	1,564	9.6%	1,447	-7.5%
<b>DIVISION III</b>									
Criminal Appeals	313	278	-11.2%	356	28.1%	373	4.8%	356	-4.6%
Civil Appeals	306	329	7.5%	326	-0.9%	310	-4.9%	311	0.3%
Total Appeals	619	607	-1.9%	682	12.4%	683	0.1%	667	-2.3%
Personal Restraint Petitions	155	120	-22.6%	153	27.5%	155	1.3%	216	39.4%
Notices of Discretionary Review	97	93	-4.1%	96	3.2%	90	-6.3%	84	-6.7%
Total Filings, Division III	871	820	-5.9%	931	13.5%	928	-0.3%	967	4.2%
<b>COURT OF APPEALS, TOTAL</b>									
Criminal Appeals	1,588	1,530	-3.7%	1,571	2.7%	1,698	8.1%	1,495	-12.0%
Civil Appeals	1,415	1,559	10.2%	1,409	-9.6%	1,461	3.7%	1,475	1.0%
Total Appeals	3,003	3,089	2.9%	2,980	-3.5%	3,159	6.0%	2,970	-6.0%
Personal Restraint Petitions	657	716	9.0%	790	10.3%	804	1.8%	1,005	25.0%
Notices of Discretionary Review	371	392	5.7%	448	14.3%	398	-11.2%	386	-3.0%
Total Filings, Court of Appeals	4,031	4,197	4.1%	4,218	0.5%	4,361	3.4%	4,361	0.0%

The Court of Appeals  
History of Resolutions, 1999-2003

	1999	2000	% Chg	2001	% Chg	2002	% Chg	2003	% Chg
<b>DIVISION I</b>									
Criminal Appeals	834	765	-8.3%	669	-12.5%	748	11.8%	631	-15.6%
Civil Appeals	775	717	-7.5%	791	10.3%	670	-15.3%	564	-15.8%
Total Appeals	1,609	1,482	-7.9%	1,460	-1.5%	1,418	-2.9%	1,195	-15.7%
Personal Restraint Petitions	253	360	42.3%	337	-6.4%	343	1.8%	333	-2.9%
Notices of Discretionary Review	163	159	-2.5%	202	27.0%	198	-2.0%	174	-12.1%
Total Resolutions, Division I	2,025	2,001	-1.2%	1,999	-0.1%	1,959	-2.0%	1,702	-13.1%
<b>DIVISION II</b>									
Criminal Appeals	594	539	-9.3%	582	8.0%	595	2.2%	632	6.2%
Civil Appeals	474	434	-8.4%	438	0.9%	460	5.0%	413	-10.2%
Total Appeals	1,068	973	-8.9%	1,020	4.8%	1,055	3.4%	1,045	-0.9%
Personal Restraint Petitions	201	257	27.9%	233	-9.3%	230	-1.3%	323	40.4%
Notices of Discretionary Review	114	104	-8.8%	143	37.5%	122	-14.7%	106	-13.1%
Total Resolutions, Division II	1,383	1,334	-3.5%	1,396	4.6%	1,407	0.8%	1,474	4.8%
<b>DIVISION III</b>									
Criminal Appeals	458	355	-22.5%	324	-8.7%	348	7.4%	344	-1.1%
Civil Appeals	345	324	-6.1%	341	5.2%	328	-3.8%	301	-8.2%
Total Appeals	803	679	-15.4%	665	-2.1%	676	1.7%	645	-4.6%
Personal Restraint Petitions	146	131	-10.3%	142	8.4%	154	8.5%	201	30.5%
Notices of Discretionary Review	106	83	-21.7%	115	38.6%	91	-20.9%	73	-19.8%
Total Resolutions, Division III	1,055	893	-15.4%	922	3.2%	921	-0.1%	919	-0.2%
<b>COURT OF APPEALS, TOTAL</b>									
Criminal Appeals	1,886	1,659	-12.0%	1,575	-5.1%	1,691	7.4%	1,607	-5.0%
Civil Appeals	1,594	1,475	-7.5%	1,570	6.4%	1,458	-7.1%	1,278	-12.3%
Total Appeals	3,480	3,134	-9.9%	3,145	0.4%	3,149	0.1%	2,885	-8.4%
Personal Restraint Petitions	600	748	24.7%	712	-4.8%	727	2.1%	857	17.9%
Notices of Discretionary Review	383	346	-9.7%	460	32.9%	411	-10.7%	353	-14.1%
Total Resolutions, Court of Appeals	4,463	4,228	-5.3%	4,317	2.1%	4,287	-0.7%	4,095	-4.5%

The Court of Appeals  
History of Pending Cases, 1999-2003

	1999	2000	% Chg	2001	% Chg	2002	% Chg	2003	% Chg
<b>DIVISION I</b>									
Criminal Appeals	912	872	-4.4%	826	-5.3%	728	-11.9%	648	-11.0%
Civil Appeals	667	746	11.8%	588	-21.2%	576	-2.0%	688	19.4%
Total Appeals	1,579	1,618	2.5%	1,414	-12.6%	1,304	-7.8%	1,336	2.5%
Personal Restraint Petitions	168	163	-3.0%	186	14.1%	173	-7.0%	256	48.0%
Notices of Discretionary Review	71	79	11.3%	108	36.7%	103	-4.6%	96	-6.8%
Total Pending, Division I	1,818	1,860	2.3%	1,708	-8.2%	1,580	-7.5%	1,688	6.8%
<b>DIVISION II</b>									
Criminal Appeals	746	769	3.1%	779	1.3%	786	0.9%	700	-10.9%
Civil Appeals	431	447	3.7%	444	-0.7%	398	-10.4%	439	10.3%
Total Appeals	1,177	1,216	3.3%	1,223	0.6%	1,184	-3.2%	1,139	-3.8%
Personal Restraint Petitions	79	74	-6.3%	125	68.9%	141	12.8%	209	48.2%
Notices of Discretionary Review	46	91	97.8%	71	-22.0%	46	-35.2%	39	-15.2%
Total Pending, Division II	1,302	1,381	6.1%	1,419	2.8%	1,371	-3.4%	1,387	1.2%
<b>DIVISION III</b>									
Criminal Appeals	417	348	-16.5%	378	8.6%	396	4.8%	406	2.5%
Civil Appeals	310	327	5.5%	314	-4.0%	297	-5.4%	289	-2.7%
Total Appeals	727	675	-7.2%	692	2.5%	693	0.1%	695	0.3%
Personal Restraint Petitions	68	61	-10.3%	70	14.8%	73	4.3%	81	11.0%
Notices of Discretionary Review	50	64	28.0%	42	-34.4%	38	-9.5%	49	28.9%
Total Pending, Division III	845	800	-5.3%	804	0.5%	804	0.0%	825	2.6%
<b>COURT OF APPEALS, TOTAL</b>									
Criminal Appeals	2,075	1,989	-4.1%	1,983	-0.3%	1,910	-3.7%	1,754	-8.2%
Civil Appeals	1,408	1,520	8.0%	1,346	-11.4%	1,271	-5.6%	1,416	11.4%
Total Appeals	3,483	3,509	0.7%	3,329	-5.1%	3,181	-4.4%	3,170	-0.3%
Personal Restraint Petitions	315	298	-5.4%	381	27.9%	387	1.6%	546	41.1%
Notices of Discretionary Review	167	234	40.1%	221	-5.6%	187	-15.4%	184	-1.6%
Total Pending, Court of Appeals	3,965	4,041	1.9%	3,931	-2.7%	3,755	-4.5%	3,900	3.9%

The Court of Appeals  
History of Activity, All Reviews, All Divisions, 1999-2003

	1999	2000	% Chg <sup>5</sup>	2001	% Chg <sup>5</sup>	2002	% Chg <sup>5</sup>	2003	% Chg <sup>5</sup>
<b>FILINGS</b>									
New Filings	3,938	4,119	4.6%	4,111	-0.2%	4,232	2.9%	4,304	1.7%
Transfers	93	78	-16.1%	107	37.2%	129	20.6%	57	-55.8%
Total Filings	4,031	4,197	4.1%	4,218	0.5%	4,361	3.4%	4,361	0.0%
<b>RESOLUTIONS</b>									
Opinions Published	559	466	-16.6%	531	13.9%	444	-16.4%	376	-15.3%
Opinions Unpublished	1,663	1,402	-15.7%	1,431	2.1%	1,395	-2.5%	1,470	5.4%
Opinions	2,222	1,868	-15.9%	1,962	5.0%	1,839	-6.3%	1,846	0.4%
Motion on the Merits *	449	543	20.9%	437	-19.5%	477	9.2%	N/A	. %
Other Rulings *	144	100	-30.6%	115	15.0%	69	-40.0%	N/A	. %
Commissioners' Rulings *	593	643	8.4%	552	-14.2%	546	-1.1%	N/A	. %
Dismissed *	1,357	1,459	7.5%	1,473	1.0%	1,579	7.2%	N/A	. %
Transferred/Certified * <sup>1</sup>	11	15	. %	20	. %	11	. %	N/A	. %
Review Not Accepted *	238	211	-11.3%	283	34.1%	261	-7.8%	N/A	. %
Other Terminations *	42	32	-23.8%	27	. %	51	. %	N/A	. %
Other Decisions Term. Review <sup>2</sup>	2,241	2,360	5.3%	2,355	-0.2%	2,448	3.9%	2,249	-8.1%
Total Resolved	4,463	4,228	-5.3%	4,317	2.1%	4,287	-0.7%	4,095	-4.5%
<b>PENDING AT YEAR END<sup>2</sup></b>									
Cases Stayed	118	177	50.0%	233	31.6%	220	-5.6%	252	14.5%
Brief Not Filed	1,779	1,938	8.9%	1,915	-1.2%	1,756	-8.3%	1,574	-10.4%
Appellant Brief Filed	508	525	3.3%	539	2.7%	509	-5.6%	350	-31.2%
Respondent Brief Filed	984	880	-10.6%	790	-10.2%	716	-9.4%	1,025	43.2%
Remanded to Trial Court	13	12	. %	10	. %	22	. %	5	. %
Set for Commissioners' Calendar	115	31	-73.0%	28	. %	16	. %	178	. %
Ruling Refer to Panel *	13	35	. %	19	. %	35	. %	N/A	. %
Set for Oral Argument <sup>3</sup>	169	175	3.6%	171	-2.3%	148	-13.5%	198	33.8%
Total Awaiting Hearing	3,699	3,773	2.0%	3,705	-1.8%	3,422	-7.6%	3,582	4.7%
Opinion/Order in Process	266	268	0.8%	226	-15.7%	333	47.3%	318	-4.5%
Total Pending Decision	3,965	4,041	1.9%	3,931	-2.7%	3,755	-4.5%	3,900	3.9%
<b>MANDATED</b>									
Opinions	2,106	2,075	-1.5%	1,705	-17.8%	1,974	15.8%	1,815	-8.1%
Other <sup>4</sup>	2,228	2,152	-3.4%	2,310	7.3%	2,697	16.8%	2,511	-6.9%
Total Mandated	4,334	4,227	-2.5%	4,015	-5.0%	4,671	16.3%	4,326	-7.4%

\* Figures for these categories are reported only for prior years.

<sup>1</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>2</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>3</sup> 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.

<sup>4</sup> Includes Commissioners' Rulings and other resolution types.

<sup>5</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
History of Activity, All Reviews, Division I, 1999-2003

	1999	2000	% Chg <sup>4</sup>	2001	% Chg <sup>4</sup>	2002	% Chg <sup>4</sup>	2003	% Chg <sup>4</sup>
<b>FILINGS</b>									
New Filings	1,866	1,959	5.0%	1,810	-7.6%	1,798	-0.7%	1,897	5.5%
Transfers	46	44	-4.3%	50	13.6%	71	42.0%	50	-29.6%
Total Filings	1,912	2,003	4.8%	1,860	-7.1%	1,869	0.5%	1,947	4.2%
<b>RESOLUTIONS</b>									
Opinions Published	275	206	-25.1%	246	19.4%	173	-29.7%	138	-20.2%
Opinions Unpublished	841	708	-15.8%	716	1.1%	667	-6.8%	688	3.1%
Opinions	1,116	914	-18.1%	962	5.3%	840	-12.7%	826	-1.7%
Motion on the Merits *	131	213	62.6%	138	-35.2%	164	18.8%	N/A	. %
Other Rulings *	22	32	. %	45	40.6%	27	. %	N/A	. %
Commissioners' Rulings *	153	245	60.1%	183	-25.3%	191	4.4%	N/A	. %
Dismissed *	626	723	15.5%	717	-0.8%	782	9.1%	N/A	. %
Transferred/Certified * <sup>1</sup>	7	5	. %	11	. %	2	. %	N/A	. %
Review Not Accepted *	100	89	-11.0%	111	24.7%	129	16.2%	N/A	. %
Other Terminations *	23	25	. %	15	. %	15	. %	N/A	. %
Other Decisions Term. Review <sup>2</sup>	909	1,087	19.6%	1,037	-4.6%	1,119	7.9%	876	-21.7%
Total Resolved	2,025	2,001	-1.2%	1,999	-0.1%	1,959	-2.0%	1,702	-13.1%
<b>PENDING AT YEAR END<sup>2</sup></b>									
Cases Stayed	83	122	47.0%	169	38.5%	147	-13.0%	164	11.6%
Brief Not Filed	834	894	7.2%	819	-8.4%	728	-11.1%	701	-3.7%
Appellant Brief Filed	218	233	6.9%	224	-3.9%	216	-3.6%	173	-19.9%
Respondent Brief Filed	419	419	0.0%	381	-9.1%	304	-20.2%	452	48.7%
Remanded to Trial Court	0	0	. %	0	. %	0	. %	0	. %
Set for Commissioners' Calendar	49	0	. %	0	. %	0	. %	2	. %
Ruling Refer to Panel *	13	30	. %	14	. %	30	. %	N/A	. %
Set for Oral Argument	59	52	-11.9%	41	-21.2%	58	41.5%	65	12.1%
Total Awaiting Hearing	1,675	1,750	4.5%	1,648	-5.8%	1,483	-10.0%	1,557	5.0%
Opinion/Order in Process	143	110	-23.1%	60	-45.5%	97	61.7%	131	35.1%
Total Pending Decision	1,818	1,860	2.3%	1,708	-8.2%	1,580	-7.5%	1,688	6.8%
<b>MANDATED</b>									
Opinions	1,048	1,049	0.1%	766	-27.0%	991	29.4%	805	-18.8%
Other <sup>3</sup>	925	847	-8.4%	1,024	20.9%	1,344	31.3%	1,114	-17.1%
Total Mandated	1,973	1,896	-3.9%	1,790	-5.6%	2,335	30.4%	1,919	-17.8%

\* Figures for these categories are reported only for prior years.

<sup>1</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>2</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>3</sup> Includes Commissioners' Rulings and other resolution types.

<sup>4</sup> Percentages are not reported when numbers are small (less than 30).



The Court of Appeals  
History of Activity, All Reviews, Division II, 1999-2003

	1999	2000	% Chg <sup>4</sup>	2001	% Chg <sup>4</sup>	2002	% Chg <sup>4</sup>	2003	% Chg <sup>4</sup>
<b>FILINGS</b>									
New Filings	1,213	1,352	11.5%	1,387	2.6%	1,520	9.6%	1,447	-4.8%
Transfers	35	22	. %	40	. %	44	10.0%	0	. %
Total Filings	1,248	1,374	10.1%	1,427	3.9%	1,564	9.6%	1,447	-7.5%
<b>RESOLUTIONS</b>									
Opinions Published	160	135	-15.6%	145	7.4%	142	-2.1%	125	-12.0%
Opinions Unpublished	435	414	-4.8%	477	15.2%	470	-1.5%	459	-2.3%
Opinions	595	549	-7.7%	622	13.3%	612	-1.6%	584	-4.6%
Motion on the Merits *	150	165	10.0%	147	-10.9%	168	14.3%	N/A	. %
Other Rulings *	94	67	-28.7%	69	3.0%	42	-39.1%	N/A	. %
Commissioners' Rulings *	244	232	-4.9%	216	-6.9%	210	-2.8%	N/A	. %
Dismissed *	447	469	4.9%	456	-2.8%	485	6.4%	N/A	. %
Transferred/Certified * <sup>1</sup>	1	4	. %	6	. %	4	. %	N/A	. %
Review Not Accepted *	84	74	-11.9%	89	20.3%	65	-27.0%	N/A	. %
Other Terminations *	12	6	. %	7	. %	31	. %	N/A	. %
Other Decisions Term. Review <sup>2</sup>	788	785	-0.4%	774	-1.4%	795	2.7%	890	11.9%
Total Resolved	1,383	1,334	-3.5%	1,396	4.6%	1,407	0.8%	1,474	4.8%
<b>PENDING AT YEAR END<sup>2</sup></b>									
Cases Stayed	12	29	. %	45	. %	42	-6.7%	48	14.3%
Brief Not Filed	551	645	17.1%	685	6.2%	629	-8.2%	575	-8.6%
Appellant Brief Filed	183	170	-7.1%	193	13.5%	179	-7.3%	107	-40.2%
Respondent Brief Filed	389	324	-16.7%	269	-17.0%	265	-1.5%	422	59.2%
Remanded to Trial Court	7	8	. %	4	. %	16	. %	4	. %
Set for Commissioners' Calendar	9	9	. %	3	. %	0	. %	29	. %
Ruling Refer to Panel *	0	5	. %	5	. %	5	. %	N/A	. %
Set for Oral Argument	90	89	-1.1%	116	30.3%	59	-49.1%	67	13.6%
Total Awaiting Hearing	1,241	1,279	3.1%	1,320	3.2%	1,195	-9.5%	1,252	4.8%
Opinion/Order in Process	61	102	67.2%	99	-2.9%	176	77.8%	135	-23.3%
Total Pending Decision	1,302	1,381	6.1%	1,419	2.8%	1,371	-3.4%	1,387	1.2%
<b>MANDATED</b>									
Opinions	619	579	-6.5%	559	-3.5%	597	6.8%	598	0.2%
Other <sup>3</sup>	759	768	1.2%	740	-3.6%	849	14.7%	873	2.8%
Total Mandated	1,378	1,347	-2.2%	1,299	-3.6%	1,446	11.3%	1,471	1.7%

\* Figures for these categories are reported only for prior years.

<sup>1</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>2</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>3</sup> Includes Commissioners' Rulings and other resolution types.

<sup>4</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
**History of Activity, All Reviews, Division III, 1999-2003**

	1999	2000	% Chg <sup>5</sup>	2001	% Chg <sup>5</sup>	2002	% Chg <sup>5</sup>	2003	% Chg <sup>5</sup>
<b>FILINGS</b>									
New Filings	859	808	-5.9%	914	13.1%	914	0.0%	960	5.0%
Transfers	12	12	. %	17	. %	14	. %	7	. %
Total Filings	871	820	-5.9%	931	13.5%	928	-0.3%	967	4.2%
<b>RESOLUTIONS</b>									
Opinions Published	124	125	0.8%	140	12.0%	129	-7.9%	113	-12.4%
Opinions Unpublished	387	280	-27.6%	238	-15.0%	258	8.4%	323	25.2%
Opinions	511	405	-20.7%	378	-6.7%	387	2.4%	436	12.7%
Motion on the Merits *	168	165	-1.8%	152	-7.9%	145	-4.6%	N/A	. %
Other Rulings *	28	1	. %	1	. %	0	. %	N/A	. %
Commissioners' Rulings *	196	166	-15.3%	153	-7.8%	145	-5.2%	N/A	. %
Dismissed *	284	267	-6.0%	300	12.4%	312	4.0%	N/A	. %
Transferred/Certified * <sup>1</sup>	3	6	. %	3	. %	5	. %	N/A	. %
Review Not Accepted *	54	48	-11.1%	83	72.9%	67	-19.3%	N/A	. %
Other Terminations *	7	1	. %	5	. %	5	. %	N/A	. %
Other Decisions Term. Review <sup>2</sup>	544	488	-10.3%	544	11.5%	534	-1.8%	483	-9.6%
Total Resolved	1,055	893	-15.4%	922	3.2%	921	-0.1%	919	-0.2%
<b>PENDING AT YEAR END<sup>2</sup></b>									
Cases Stayed	23	26	. %	19	. %	31	. %	40	29.0%
Brief Not Filed	394	399	1.3%	411	3.0%	399	-2.9%	298	-25.3%
Appellant Brief Filed	107	122	14.0%	122	0.0%	114	-6.6%	70	-38.6%
Respondent Brief Filed	176	137	-22.2%	140	2.2%	147	5.0%	151	2.7%
Remanded to Trial Court	6	4	. %	6	. %	6	. %	1	. %
Set for Commissioners' Calendar	57	22	. %	25	. %	16	. %	147	. %
Ruling Refer to Panel *	0	0	. %	0	. %	0	. %	N/A	. %
Set for Oral Argument <sup>3</sup>	20	34	. %	14	. %	31	. %	66	112.9%
Total Awaiting Hearing	783	744	-5.0%	737	-0.9%	744	0.9%	773	3.9%
Opinion/Order in Process	62	56	-9.7%	67	19.6%	60	-10.4%	52	-13.3%
Total Pending Decision	845	800	-5.3%	804	0.5%	804	0.0%	825	2.6%
<b>MANDATED</b>									
Opinions	439	447	1.8%	380	-15.0%	386	1.6%	412	6.7%
Other <sup>4</sup>	544	537	-1.3%	546	1.7%	504	-7.7%	524	4.0%
Total Mandated	983	984	0.1%	926	-5.9%	890	-3.9%	936	5.2%

\* Figures for these categories are reported only for prior years.

<sup>1</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>2</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>3</sup> 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.

<sup>4</sup> Includes Commissioners' Rulings and other resolution types.

<sup>5</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
Court Activity, All Divisions, Criminal Appeals, 1999-2003

	1999	2000	% Chg <sup>4</sup>	2001	% Chg <sup>4</sup>	2002	% Chg <sup>4</sup>	2003	% Chg <sup>4</sup>
<b>FILINGS</b>									
New Filings	1,586	1,528	-3.7%	1,569	2.7%	1,692	7.8%	1,492	-11.8%
Transfers	2	2	. %	2	. %	6	. %	3	. %
Total Filings	1,588	1,530	-3.7%	1,571	2.7%	1,698	8.1%	1,495	-12.0%
<b>RESOLUTIONS</b>									
Opinions Published	221	165	-25.3%	192	16.4%	159	-17.2%	142	-10.7%
Opinions Unpublished	1,020	848	-16.9%	831	-2.0%	894	7.6%	935	4.6%
Opinions	1,241	1,013	-18.4%	1,023	1.0%	1,053	2.9%	1,077	2.3%
Motion on the Merits *	306	359	17.3%	252	-29.8%	310	23.0%	N/A	. %
Other Rulings *	126	73	-42.1%	78	6.8%	52	-33.3%	N/A	. %
Commissioners' Rulings *	432	432	0.0%	330	-23.6%	362	9.7%	N/A	. %
Dismissed *	205	206	0.5%	210	1.9%	254	21.0%	N/A	. %
Transferred/Certified * <sup>1</sup>	1	3	. %	3	. %	3	. %	N/A	. %
Review Not Accepted *	2	3	. %	3	. %	8	. %	N/A	. %
Other Terminations *	5	2	. %	6	. %	11	. %	N/A	. %
Other Decisions Term. Review <sup>2</sup>	645	646	0.2%	552	-14.6%	638	15.6%	530	-16.9%
Total Resolved	1,886	1,659	-12.0%	1,575	-5.1%	1,691	7.4%	1,607	-5.0%
<b>PENDING AT YEAR END<sup>2</sup></b>									
Cases Stayed	54	63	16.7%	101	60.3%	53	-47.5%	32	-39.6%
Brief Not Filed	768	834	8.6%	806	-3.4%	789	-2.1%	700	-11.3%
Appellant Brief Filed	323	302	-6.5%	357	18.2%	347	-2.8%	229	-34.0%
Respondent Brief Filed	666	595	-10.7%	537	-9.7%	489	-8.9%	482	-1.4%
Remanded to Trial Court	12	8	. %	7	. %	16	. %	4	. %
Set for Commissioners' Calendar	94	7	. %	3	. %	2	. %	68	. %
Ruling Refer to Panel *	7	15	. %	12	. %	14	. %	N/A	. %
Set for Oral Argument	70	57	-18.6%	70	22.8%	50	-28.6%	98	96.0%
Total Awaiting Hearing	1,994	1,881	-5.7%	1,893	0.6%	1,760	-7.0%	1,613	-8.4%
Opinion/Order in Process	81	108	33.3%	90	-16.7%	150	66.7%	141	-6.0%
Total Pending Decision	2,075	1,989	-4.1%	1,983	-0.3%	1,910	-3.7%	1,754	-8.2%
<b>MANDATED</b>									
Opinions	1,153	1,164	1.0%	881	-24.3%	1,117	26.8%	1,006	-9.9%
Other <sup>3</sup>	671	653	-2.7%	534	-18.2%	660	23.6%	654	-0.9%
Total Mandated	1,824	1,817	-0.4%	1,415	-22.1%	1,777	25.6%	1,660	-6.6%

\* Figures for these categories are reported only for prior years.

<sup>1</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>2</sup> As a result of the recent transition to the new Appellate Court Records and Data System(ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>3</sup> Includes Commissioners' Rulings and other resolution types.

<sup>4</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
Court Activity, All Divisions, Civil Appeals, 1999-2003

	1999	2000	% Chg <sup>4</sup>	2001	% Chg <sup>4</sup>	2002	% Chg <sup>4</sup>	2003	% Chg <sup>4</sup>
<b>FILINGS</b>									
New Filings	1,386	1,525	10.0%	1,397	-8.4%	1,426	2.1%	1,470	3.1%
Transfers	29	34	. %	12	. %	35	. %	5	. %
Total Filings	1,415	1,559	10.2%	1,409	-9.6%	1,461	3.7%	1,475	1.0%
<b>RESOLUTIONS</b>									
Opinions Published	296	260	-12.2%	280	7.7%	238	-15.0%	206	-13.4%
Opinions Unpublished	566	491	-13.3%	532	8.4%	452	-15.0%	470	4.0%
Opinions	862	751	-12.9%	812	8.1%	690	-15.0%	676	-2.0%
Motion on the Merits *	140	184	31.4%	181	-1.6%	167	-7.7%	N/A	. %
Other Rulings *	17	26	. %	37	. %	17	. %	N/A	. %
Commissioners' Rulings *	157	210	33.8%	218	3.8%	184	-15.6%	N/A	. %
Dismissed *	537	479	-10.8%	511	6.7%	544	6.5%	N/A	. %
Transferred/Certified * <sup>1</sup>	10	8	. %	8	. %	4	. %	N/A	. %
Review Not Accepted *	18	20	. %	16	. %	21	. %	N/A	. %
Other Terminations *	10	7	. %	5	. %	15	. %	N/A	. %
Other Decisions Term. Review <sup>2</sup>	732	724	-1.1%	758	4.7%	768	1.3%	602	-21.6%
Total Resolved	1,594	1,475	-7.5%	1,570	6.4%	1,458	-7.1%	1,278	-12.3%
<b>PENDING AT YEAR END<sup>2</sup></b>									
Cases Stayed	39	55	41.0%	64	16.4%	67	4.7%	45	-32.8%
Brief Not Filed	602	724	20.3%	650	-10.2%	593	-8.8%	580	-2.2%
Appellant Brief Filed	180	202	12.2%	161	-20.3%	143	-11.2%	110	-23.1%
Respondent Brief Filed	302	265	-12.3%	239	-9.8%	212	-11.3%	351	65.6%
Remanded to Trial Court	1	2	. %	3	. %	2	. %	0	. %
Set for Commissioners' Calendar	20	3	. %	3	. %	2	. %	82	. %
Ruling Refer to Panel *	4	13	. %	6	. %	10	. %	N/A	. %
Set for Oral Argument	92	107	16.3%	92	-14.0%	82	-10.9%	92	12.2%
Total Awaiting Hearing	1,240	1,371	10.6%	1,218	-11.2%	1,111	-8.8%	1,260	13.4%
Opinion/Order in Process	168	149	-11.3%	128	-14.1%	160	25.0%	156	-2.5%
Total Pending Decision	1,408	1,520	8.0%	1,346	-11.4%	1,271	-5.6%	1,416	11.4%
<b>MANDATED</b>									
Opinions	839	791	-5.7%	728	-8.0%	746	2.5%	698	-6.4%
Other <sup>3</sup>	734	723	-1.5%	696	-3.7%	798	14.7%	745	-6.6%
Total Mandated	1,573	1,514	-3.8%	1,424	-5.9%	1,544	8.4%	1,443	-6.5%

\* Figures for these categories are reported only for prior years.

<sup>1</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>2</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>3</sup> Includes Commissioners' Rulings and other resolution types.

<sup>4</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
Court Activity, All Divisions, Total Appeals, 1999-2003

	1999	2000	% Chg <sup>4</sup>	2001	% Chg <sup>4</sup>	2002	% Chg <sup>4</sup>	2003	% Chg <sup>4</sup>
<b>FILINGS</b>									
New Filings	2,972	3,053	2.7%	2,966	-2.8%	3,118	5.1%	2,962	-5.0%
Transfers	31	36	16.1%	14	. %	41	. %	8	. %
Total Filings	3,003	3,089	2.9%	2,980	-3.5%	3,159	6.0%	2,970	-6.0%
<b>RESOLUTIONS</b>									
Opinions Published	517	425	-17.8%	472	11.1%	397	-15.9%	348	-12.3%
Opinions Unpublished	1,586	1,339	-15.6%	1,363	1.8%	1,346	-1.2%	1,405	4.4%
Opinions	2,103	1,764	-16.1%	1,835	4.0%	1,743	-5.0%	1,753	0.6%
Motion on the Merits *	446	543	21.7%	433	-20.3%	477	10.2%	N/A	. %
Other Rulings *	143	99	-30.8%	115	16.2%	69	-40.0%	N/A	. %
Commissioners' Rulings *	589	642	9.0%	548	-14.6%	546	-0.4%	N/A	. %
Dismissed *	742	685	-7.7%	721	5.3%	798	10.7%	N/A	. %
Transferred/Certified * <sup>1</sup>	11	11	. %	11	. %	7	. %	N/A	. %
Review Not Accepted *	20	23	. %	19	. %	29	. %	N/A	. %
Other Terminations *	15	9	. %	11	. %	26	. %	N/A	. %
Other Decisions Term. Review <sup>2</sup>	1,377	1,370	-0.5%	1,310	-4.4%	1,406	7.3%	1,132	-19.5%
Total Resolved	3,480	3,134	-9.9%	3,145	0.4%	3,149	0.1%	2,885	-8.4%
<b>PENDING AT YEAR END<sup>2</sup></b>									
Cases Stayed	93	118	26.9%	165	39.8%	120	-27.3%	77	-35.8%
Brief Not Filed	1,370	1,558	13.7%	1,456	-6.5%	1,382	-5.1%	1,280	-7.4%
Appellant Brief Filed	503	504	0.2%	518	2.8%	490	-5.4%	339	-30.8%
Respondent Brief Filed	968	860	-11.2%	776	-9.8%	701	-9.7%	833	18.8%
Remanded to Trial Court	13	10	. %	10	. %	18	. %	4	. %
Set for Commissioners' Calendar	114	10	. %	6	. %	4	. %	150	. %
Ruling Refer to Panel *	11	28	. %	18	. %	24	. %	N/A	. %
Set for Oral Argument	162	164	1.2%	162	-1.2%	132	-18.5%	190	43.9%
Total Awaiting Hearing	3,234	3,252	0.6%	3,111	-4.3%	2,871	-7.7%	2,873	0.1%
Opinion/Order in Process	249	257	3.2%	218	-15.2%	310	42.2%	297	-4.2%
Total Pending Decision	3,483	3,509	0.7%	3,329	-5.1%	3,181	-4.4%	3,170	-0.3%
<b>MANDATED</b>									
Opinions	1,992	1,955	-1.9%	1,609	-17.7%	1,863	15.8%	1,704	-8.5%
Other <sup>3</sup>	1,405	1,376	-2.1%	1,230	-10.6%	1,458	18.5%	1,399	-4.0%
Total Mandated	3,397	3,331	-1.9%	2,839	-14.8%	3,321	17.0%	3,103	-6.6%

\* Figures for these categories are reported only for prior years.

<sup>1</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>2</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>3</sup> Includes Commissioners' Rulings and other resolution types.

<sup>4</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
 Court Activity, All Divisions, Personal Restraint Petitions, 1999-2003

	1999	2000	% Chg <sup>4</sup>	2001	% Chg <sup>4</sup>	2002	% Chg <sup>4</sup>	2003	% Chg <sup>4</sup>
<b>FILINGS</b>									
New Filings	596	677	13.6%	700	3.4%	718	2.6%	956	33.1%
Transfers	61	39	-36.1%	90	130.8%	86	-4.4%	49	-43.0%
Total Filings	657	716	9.0%	790	10.3%	804	1.8%	1,005	25.0%
<b>RESOLUTIONS</b>									
Opinions Published	6	9	. %	11	. %	8	. %	9	. %
Opinions Unpublished	38	42	10.5%	36	-14.3%	30	-16.7%	32	6.7%
Opinions	44	51	15.9%	47	-7.8%	38	-19.1%	41	7.9%
Motion on the Merits *	2	0	. %	3	. %	0	. %	N/A	. %
Other Rulings *	1	1	. %	0	. %	0	. %	N/A	. %
Commissioners' Rulings *	3	1	. %	3	. %	0	. %	N/A	. %
Dismissed *	546	689	26.2%	655	-4.9%	672	2.6%	N/A	. %
Transferred/Certified * <sup>1</sup>	0	2	. %	4	. %	2	. %	N/A	. %
Review Not Accepted *	0	0	. %	0	. %	0	. %	N/A	. %
Other Terminations *	7	5	. %	3	. %	15	. %	N/A	. %
Other Decisions Term. Review <sup>2</sup>	556	697	25.4%	665	-4.6%	689	3.6%	816	18.4%
Total Resolved	600	748	24.7%	712	-4.8%	727	2.1%	857	17.9%
<b>PENDING AT YEAR END<sup>2</sup></b>									
Cases Stayed	20	49	. %	55	12.2%	77	40.0%	157	103.9%
Brief Not Filed	284	231	-18.7%	310	34.2%	275	-11.3%	189	-31.3%
Appellant Brief Filed	1	4	. %	10	. %	6	. %	4	. %
Respondent Brief Filed	0	1	. %	3	. %	2	. %	168	. %
Remanded to Trial Court	0	1	. %	0	. %	0	. %	1	. %
Set for Commissioners' Calendar	1	0	. %	0	. %	0	. %	8	. %
Ruling Refer to Panel *	0	6	. %	0	. %	6	. %	N/A	. %
Set for Oral Argument	2	2	. %	2	. %	9	. %	4	. %
Total Awaiting Hearing	308	294	-4.5%	380	29.3%	375	-1.3%	531	41.6%
Opinion/Order in Process	7	4	. %	1	. %	12	. %	15	. %
Total Pending Decision	315	298	-5.4%	381	27.9%	387	1.6%	546	41.1%
<b>MANDATED</b>									
Opinions	45	54	20.0%	41	-24.1%	41	0.0%	43	4.9%
Other <sup>3</sup>	475	510	7.4%	740	45.1%	803	8.5%	749	-6.7%
Total Mandated	520	564	8.5%	781	38.5%	844	8.1%	792	-6.2%

\* Figures for these categories are reported only for prior years.

<sup>1</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>2</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>3</sup> Includes Commissioners' Rulings and other resolution types.

<sup>4</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
 Court Activity, All Divisions, Notices of Discretionary Review, 1999-2003

	1999	2000	% Chg <sup>4</sup>	2001	% Chg <sup>4</sup>	2002	% Chg <sup>4</sup>	2003	% Chg <sup>4</sup>
<b>FILINGS</b>									
New Filings	370	389	5.1%	445	14.4%	396	-11.0%	386	-2.5%
Transfers	1	3	. %	3	. %	2	. %	0	. %
Total Filings	371	392	5.7%	448	14.3%	398	-11.2%	386	-3.0%
<b>RESOLUTIONS</b>									
Opinions Published	36	32	-11.1%	48	50.0%	39	-18.8%	19	. %
Opinions Unpublished	39	21	. %	32	. %	19	. %	33	. %
Opinions	75	53	-29.3%	80	50.9%	58	-27.5%	52	-10.3%
Motion on the Merits *	1	0	. %	1	. %	0	. %	N/A	. %
Other Rulings *	0	0	. %	0	. %	0	. %	N/A	. %
Commissioners' Rulings *	1	0	. %	1	. %	0	. %	N/A	. %
Dismissed *	69	85	23.2%	97	14.1%	109	12.4%	N/A	. %
Transferred/Certified * <sup>1</sup>	0	2	. %	5	. %	2	. %	N/A	. %
Review Not Accepted *	218	188	-13.8%	264	40.4%	232	-12.1%	N/A	. %
Other Terminations *	20	18	. %	13	. %	10	. %	N/A	. %
Other Decisions Term. Review <sup>2</sup>	308	293	-4.9%	380	29.7%	353	-7.1%	301	-14.7%
Total Resolved	383	346	-9.7%	460	32.9%	411	-10.7%	353	-14.1%
<b>PENDING AT YEAR END<sup>2</sup></b>									
Cases Stayed	5	10	. %	13	. %	23	. %	18	. %
Brief Not Filed	125	149	19.2%	149	0.0%	99	-33.6%	105	6.1%
Appellant Brief Filed	4	17	. %	11	. %	13	. %	7	. %
Respondent Brief Filed	16	19	. %	11	. %	13	. %	24	. %
Remanded to Trial Court	0	1	. %	0	. %	4	. %	0	. %
Set for Commissioners' Calendar	0	21	. %	22	. %	12	. %	20	. %
Ruling Refer to Panel *	2	1	. %	1	. %	5	. %	N/A	. %
Set for Oral Argument	5	9	. %	7	. %	7	. %	4	. %
Total Awaiting Hearing	157	227	44.6%	214	-5.7%	176	-17.8%	178	1.1%
Opinion/Order in Process	10	7	. %	7	. %	11	. %	6	. %
Total Pending Decision	167	234	40.1%	221	-5.6%	187	-15.4%	184	-1.6%
<b>MANDATED</b>									
Opinions	69	66	-4.3%	55	-16.7%	70	27.3%	68	-2.9%
Other <sup>3</sup>	348	266	-23.6%	340	27.8%	436	28.2%	363	-16.7%
Total Mandated	417	332	-20.4%	395	19.0%	506	28.1%	431	-14.8%

\* Figures for these categories are reported only for prior years.

<sup>1</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>2</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years. In addition, it is not currently possible to distinguish types of 'other decisions terminating review'.

<sup>3</sup> Includes Commissioners' Rulings and other resolution types.

<sup>4</sup> Percentages are not reported when numbers are small (less than 30).

**The Court of Appeals**

**Days Between Events for Criminal Appeals PENDING OR DISPOSED OF BY OPINION -- 75th Percentile<sup>1</sup>, 1999-2003**

	1999	2000	% Chg	2001	% Chg	2002	% Chg	2003	% Chg
<b>DIVISION I</b>									
Filing - Comp. of Record	163	146	-10.4%	157	7.5%	159	1.3%	152	-4.4%
Filing - Stmt. of Arrgmts.	58	73	27.0%	77	5.5%	75	-2.6%	69	-8.0%
Stmt. of Arrgmts. - Comp. of Record	105	77	-26.7%	84	9.1%	86	2.4%	85	-1.2%
Comp. of Record - App. Brief	94	69	-26.6%	75	8.7%	84	12.0%	83	-1.8%
App. Brief - Ready	145	100	-31.0%	106	6.0%	106	0.0%	102	-3.8%
Ready - Opinion	259	246	-5.0%	264	7.3%	235	-11.2%	244	4.1%
Filing - Opinion, Division I <sup>2</sup>	632	564	-10.7%	622	10.3%	549	-11.7%	551	0.4%
<b>DIVISION II</b>									
Filing - Comp. of Record	151	128	-15.2%	135	5.5%	140	3.7%	136	-3.2%
Filing - Stmt. of Arrgmts.	66	68	3.8%	69	1.5%	64	-7.2%	59	-7.8%
Stmt. of Arrgmts. - Comp. of Record	91	69	-24.2%	69	0.0%	74	7.2%	77	4.1%
Comp. of Record - App. Brief	125	102	-18.4%	108	5.9%	110	1.9%	108	-1.8%
App. Brief - Ready	194	139	-28.4%	144	3.6%	141	-2.1%	131	-7.1%
Ready - Opinion	282	319	13.1%	325	1.9%	282	-13.2%	278	-1.4%
Filing - Opinion, Division II <sup>2</sup>	694	708	2.0%	703	-0.7%	631	-10.2%	617	-2.3%
<b>DIVISION III</b>									
Filing - Comp. of Record	149	122	-18.1%	126	3.3%	133	5.6%	132	-0.8%
Filing - Stmt. of Arrgmts.	55	55	0.0%	56	1.8%	53	-5.4%	47	-11.3%
Stmt. of Arrgmts. - Comp. of Record	102	81	-20.6%	78	-3.7%	80	2.6%	84	5.0%
Comp. of Record - App. Brief	109	91	-16.5%	98	7.7%	98	0.0%	90	-8.7%
App. Brief - Ready	196	137	-30.1%	138	0.7%	145	5.1%	122	-15.9%
Ready - Opinion	269	242	-10.0%	213	-12.0%	189	-11.3%	194	2.6%
Filing - Opinion, Division III <sup>2</sup>	703	668	-5.0%	609	-8.8%	531	-12.9%	532	0.3%
<b>COURT OF APPEALS, TOTAL</b>									
Filing - Comp. of Record	155	134	-13.5%	144	7.5%	148	2.8%	142	-4.1%
Filing - Stmt. of Arrgmts.	60	69	15.0%	71	2.9%	69	-2.8%	62	-10.1%
Stmt. of Arrgmts. - Comp. of Record	100	75	-25.0%	77	2.7%	80	3.9%	82	2.5%
Comp. of Record - App. Brief	110	89	-19.1%	96	7.9%	99	3.1%	96	-3.0%
App. Brief - Ready	172	122	-29.4%	129	6.2%	125	-3.1%	116	-7.2%
Ready - Opinion	270	291	7.8%	284	-2.4%	239	-15.8%	238	-0.4%
Filing - Opinion, Court of Appeals <sup>2</sup>	668	637	-4.6%	648	1.7%	578	-10.8%	573	-0.9%

<sup>1</sup> 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.

<sup>2</sup> Time-in-process figures for 2002 have been updated to reflect a full twelve months' data for all divisions with the completion of statewide conversion to the new Appellate Court Records and Data System (ACORDS-II). Division II's measurements in last year's publication were based on the period 1/01/2002 through 11/17/2002 from the old ACORDS system, prior to their 11/18/2002 implementation of ACORDS-II. This update achieved comparability with the other divisions, which implemented in early 2003.



**The Court of Appeals**

**Days Between Events for Civil Appeals PENDING OR DISPOSED OF BY OPINION -- 75th Percentile<sup>1</sup>, 1999-2003**

	1999	2000	% Chg	2001	% Chg	2002	% Chg	2003	% Chg
<b>DIVISION I</b>									
Filing - Comp. of Record	135	138	2.2%	139	0.7%	121	-13.3%	115	-4.6%
Filing - Stmt. of Arrgmts.	70	71	1.4%	71	0.0%	71	0.0%	63	-11.3%
Stmt. of Arrgmts. - Comp. of Record	92	77	-16.3%	90	16.2%	98	9.5%	92	-6.1%
Comp. of Record - App. Brief	100	88	-12.0%	94	6.8%	101	7.4%	96	-5.0%
App. Brief - Ready	83	77	-7.2%	80	3.9%	90	12.5%	81	-10.0%
Ready - Opinion	351	305	-13.0%	270	-11.6%	277	2.8%	292	5.2%
Filing - Opinion, Division I <sup>2</sup>	592	553	-6.6%	522	-5.7%	530	1.5%	529	-0.1%
<b>DIVISION II</b>									
Filing - Comp. of Record	133	113	-15.0%	114	0.9%	118	3.5%	108	-8.5%
Filing - Stmt. of Arrgmts.	77	71	-7.8%	73	2.8%	74	0.7%	62	-15.6%
Stmt. of Arrgmts. - Comp. of Record	81	60	-25.9%	60	0.0%	64	6.7%	67	4.7%
Comp. of Record - App. Brief	107	94	-12.1%	100	6.4%	102	2.0%	90	-11.8%
App. Brief - Ready	91	72	-20.9%	80	11.1%	77	-3.8%	75	-2.6%
Ready - Opinion	331	352	6.3%	339	-3.7%	348	2.7%	350	0.6%
Filing - Opinion, Division II <sup>2</sup>	605	617	2.0%	586	-5.0%	578	-1.4%	578	0.0%
<b>DIVISION III</b>									
Filing - Comp. of Record	144	120	-16.7%	123	2.5%	116	-5.7%	115	-0.9%
Filing - Stmt. of Arrgmts.	81	70	-13.6%	60	-14.3%	60	0.0%	55	-8.3%
Stmt. of Arrgmts. - Comp. of Record	82	76	-7.3%	76	0.0%	74	-2.6%	78	5.4%
Comp. of Record - App. Brief	102	91	-10.8%	98	7.7%	99	1.0%	86	-13.1%
App. Brief - Ready	91	75	-17.6%	106	41.3%	113	6.6%	101	-10.6%
Ready - Opinion	293	239	-18.4%	224	-6.3%	201	-10.3%	199	-1.0%
Filing - Opinion, Division III <sup>2</sup>	571	523	-8.5%	518	-0.9%	511	-1.4%	496	-2.9%
<b>COURT OF APPEALS, TOTAL</b>									
Filing - Comp. of Record	134	122	-9.0%	125	2.5%	118	-5.6%	112	-5.1%
Filing - Stmt. of Arrgmts.	73	70	-4.1%	70	0.0%	69	-1.4%	61	-11.6%
Stmt. of Arrgmts. - Comp. of Record	86	70	-18.6%	73	4.3%	76	3.4%	77	2.0%
Comp. of Record - App. Brief	102	91	-10.8%	98	7.7%	101	3.1%	92	-8.9%
App. Brief - Ready	87	76	-12.6%	84	10.5%	92	9.5%	83	-9.8%
Ready - Opinion	325	315	-3.1%	284	-9.8%	285	0.4%	294	3.2%
Filing - Opinion, Court of Appeals <sup>2</sup>	591	570	-3.6%	546	-4.2%	544	-0.4%	542	-0.4%

<sup>1</sup> 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.

<sup>2</sup> Time-in-process figures for 2002 have been updated to reflect a full twelve months' data for all divisions with the completion of statewide conversion to the new Appellate Court Records and Data System (ACORDS-II). Division II's measurements in last year's publication were based on the period 1/01/2002 through 11/17/2002 from the old ACORDS system, prior to their 11/18/2002 implementation of ACORDS-II. This update achieved comparability with the other divisions, which implemented in early 2003.

The Court of Appeals

Days Between Events for Total Appeals PENDING OR DISPOSED OF BY OPINION -- 75th Percentile<sup>1</sup>, 1999-2003

	1999	2000	% Chg	2001	% Chg	2002	% Chg	2003	% Chg
<b>DIVISION I</b>									
Filing - Comp. of Record	154	143	-7.1%	152	6.3%	148	-2.6%	142	-4.1%
Filing - Stmt. of Arrgmts.	63	72	14.3%	76	5.6%	74	-2.6%	66	-10.8%
Stmt. of Arrgmts. - Comp. of Record	101	77	-23.8%	85	10.4%	87	2.4%	87	0.0%
Comp. of Record - App. Brief	96	77	-19.8%	83	7.8%	91	9.6%	89	-2.2%
App. Brief - Ready	116	92	-20.7%	97	5.4%	102	5.2%	96	-5.9%
Ready - Opinion	299	287	-4.0%	265	-7.7%	249	-6.0%	264	6.0%
Filing - Opinion, Division I <sup>2</sup>	615	560	-8.9%	572	2.1%	538	-5.9%	539	0.2%
<b>DIVISION II</b>									
Filing - Comp. of Record	144	125	-13.2%	129	3.2%	133	3.1%	128	-3.8%
Filing - Stmt. of Arrgmts.	71	69	-2.8%	70	1.4%	68	-2.9%	60	-11.8%
Stmt. of Arrgmts. - Comp. of Record	88	67	-23.9%	67	0.0%	71	6.0%	74	4.2%
Comp. of Record - App. Brief	117	99	-15.4%	106	7.1%	107	0.9%	104	-2.8%
App. Brief - Ready	161	115	-28.6%	124	7.4%	121	-2.0%	112	-7.4%
Ready - Opinion	302	331	9.4%	331	0.2%	312	-5.7%	315	1.0%
Filing - Opinion, Division II <sup>2</sup>	652	665	2.0%	658	-1.1%	610	-7.3%	601	-1.5%
<b>DIVISION III</b>									
Filing - Comp. of Record	146	121	-17.1%	126	4.1%	128	1.6%	126	-1.6%
Filing - Stmt. of Arrgmts.	60	58	-3.3%	58	0.0%	56	-3.4%	48	-14.3%
Stmt. of Arrgmts. - Comp. of Record	98	78	-20.4%	78	0.0%	78	0.0%	84	7.1%
Comp. of Record - App. Brief	106	91	-14.2%	98	7.7%	98	0.0%	89	-9.2%
App. Brief - Ready	164	111	-32.3%	131	18.0%	131	0.0%	116	-11.5%
Ready - Opinion	281	240	-14.8%	220	-8.1%	195	-11.4%	196	0.5%
Filing - Opinion, Division III <sup>2</sup>	640	593	-7.3%	573	-3.5%	524	-8.5%	525	0.2%
<b>COURT OF APPEALS, TOTAL</b>									
Filing - Comp. of Record	148	132	-10.8%	139	5.3%	140	0.7%	133	-5.0%
Filing - Stmt. of Arrgmts.	65	69	6.2%	71	2.9%	69	-2.8%	62	-10.1%
Stmt. of Arrgmts. - Comp. of Record	97	73	-24.7%	76	4.1%	78	2.6%	81	3.8%
Comp. of Record - App. Brief	107	90	-15.9%	97	7.8%	100	3.1%	93	-7.0%
App. Brief - Ready	140	101	-27.9%	113	11.9%	114	0.9%	104	-8.8%
Ready - Opinion	295	301	2.0%	284	-5.6%	257	-9.5%	258	0.2%
Filing - Opinion, Court of Appeals <sup>2</sup>	633	608	-3.9%	608	0.0%	564	-7.2%	561	-0.5%

<sup>1</sup> 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.

<sup>2</sup> Time-in-process figures for 2002 have been updated to reflect a full twelve months' data for all divisions with the completion of statewide conversion to the new Appellate Court Records and Data System (ACORDS-II). Division II's measurements in last year's publication were based on the period 1/01/2002 through 11/17/2002 from the old ACORDS system, prior to their 11/18/2002 implementation of ACORDS-II. This update achieved comparability with the other divisions, which implemented in early 2003.