

Supreme Court

2007 Annual Caseload

Report

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Supreme Court Glossary

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

Filings

Notice Of Appeal - A review of a trial court decision in these select circumstances: review is authorized statutorily; an issue of constitutionality is involved; conflicting appellate decisions are at issue; questions of public importance are raised; or, the death penalty was decreed. Notices of appeal directly following a judgment in a superior court as a matter of right must be filed within 30 days. Notices of appeal are categorized into criminal and civil appeals.

Cases opened on notice of appeal can reach the Supreme Court by these means: direct appeal from trial court; certification by the Court of Appeals; granting of a motion to transfer an appeal from the Court of Appeals; or an administrative transfer initiated by the Supreme Court to relieve pressure on the Court of Appeals or because a similar case is already being heard by the Supreme Court.

Petitions For Review - A review of any Court of Appeals' decision terminating review. The Supreme Court only accepts reviews of decisions that conflict with other Supreme Court or Court of Appeals' decisions, that involve a significant question of law under the federal or state constitution, or that concern "an issue of substantial public interest..." (Rules of Appellate Procedure (RAP) 13.4).

Other Reviews - The five following categories are grouped under the title "Other Reviews": personal restraint petitions, discretionary reviews, original actions against state officers, petitions for expenditures of public funds, and reviews certified from federal court.

Personal Restraint Petition - A petition to seek relief from limitations on a person's freedom due to current or imminent confinement. The Supreme Court normally exercises its jurisdiction over such petitions by transferring them to the Court of Appeals (RAP 16.5).

Discretionary Review - A review of interlocutory orders of the superior court. Reviews made prior to a final determination of the case, in which a party argues that the trial court has committed an error pursuant to RAP 2.3(b). Discretionary reviews are in the purview of the Supreme Court under most of the same conditions that apply for notices of appeal. The Supreme Court may be requested by motion for discretionary review, to review interlocutory Court of Appeals' decisions, and decisions on personal restraint petitions.

Actions Against State Officers - Both the Supreme Court and the superior courts have concurrent original jurisdiction over a petition against a state officer in the nature of quo warranto, prohibition, and mandamus (RAP 16.2), generally preventing a continued exercise of authority unlawfully asserted.

Petitions For Expenditures Of Public Funds - Petitions for expenditure from the indigent defense fund (RAP 15.2).

Certified From Federal Court - Reviews certified to determine a question of state law which does not involve a question determined by reference to the United States Constitution (RAP 16.16).

Dispositions

Cases are considered officially disposed in the Supreme Court as soon as a decision terminating review is filed with the Supreme Court Clerk.

Opinions - Those cases which were reviewed by the Court and had an opinion written.

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

Dismissed - An order, issued by the Court, dismissing the review prior to a determination of the merits. 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 if the review is frivolous, moot, or solely for the purpose of delay. Also, the Court may dismiss reviews for want of prosecution or for failure to comply with procedures (RAP 18.9).

Transferred To Court Of Appeals - To promote the orderly administration of justice, the Supreme Court may, on its own initiative or on motion of a party, transfer a case to the Court of Appeals.

Review Not Accepted - Reviews disposed through this manner are not accepted because they fail to meet the requirements of review stated in Rule 2 and Rule 13 of the Rules of Appellate Procedure. These requirements are summarized in the above glossary definitions for each review type.

Terminated - 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

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

Ready For Setting - Those cases within the stages of perfection which have at minimum had the briefs filed but have yet to be set on the Court calendar for review.

Not Ready For Setting - Those cases within the stages of perfection which are ready for consideration but have yet to file further pleadings.

Set For Motion On The Merits - Those cases which have been set on the motion on the merits calendar (RAP 18.14).

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 review.

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

Mandated

A decision is mandated by the Clerk of the Supreme Court with a written notification of the Court's decision to the originating court and the parties involved.

The Supreme Court
Court Activity by Source of Review, 2007

	Trial Courts	Court of Appeals	Original Actions	WSBA ⁴ /CJC	Certified Issues	TOTAL
FILINGS						
Total Filings	98	1,120	134	109	2	1,463
RESOLUTIONS¹						
Total Opinions	22	123	2	9	1	157
Decided on Merits	0	0	0	0	0	0
Dismissed	2	3	0	0	0	5
Transferred/Certified	29	0	0	0	0	29
Review Not Accepted	0	4	0	0	0	4
Other	14	609	10	0	0	633
Total Orders	45	616	10	0	0	671
Decided on Merits	0	0	0	0	0	0
Dismissed	17	18	1	0	0	36
Transferred/Certified	0	0	10	0	0	10
Review Not Accepted	2	69	9	0	0	80
Other	4	37	2	0	0	43
Total Rulings	23	124	22	0	0	169
Other Decisions Term. Rvw ²	0	0	0	118	0	118
Total Resolved	90	863	34	127	1	1,115
PENDING AT YEAR END³						
Cases Stayed	4	26	0	N/A	0	30
Cases Ready	3	4	0	N/A	0	7
Cases Not Ready	36	756	77	N/A	1	870
Set for Motion on Merits	0	0	0	N/A	0	0
Set for Motion Calendar	0	7	2	N/A	0	9
Set for Oral Argument	0	17	0	N/A	0	17
Total Awaiting Hearing	43	810	79	N/A	1	933
Opinion/Order in Process	7	40	3	N/A	1	51
Total Pending Decision	50	850	82	N/A	2	984
MANDATED						
Opinions	24	126	1	7	1	159
Other	98	992	107	118	0	1,315
Total Mandated	122	1,118	108	125	1	1,474

¹ As a result of changes in resolution coding procedures in 2005, resolutions are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² Includes WSBA and CJC cases which were considered by the Court in years prior to establishment of procedures for closing those cases (see footnote 4). As time permits, Court staff are now reviewing those old cases and recording the disposed status as appropriate. Those dispositions are included in "Other Decisions Terminating Review."

³ As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of 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.

⁴ Prior to 2003, resolution, pending and mandate information was not reported for cases from the Washington State Bar Association and the Commission on Judicial Conduct. Recording of this information began for resolutions occurring in 2003 and beyond, but is not available retroactively. As a consequence: (1) pending information is not available for WSBA and CJC cases, and (2) resolution and mandate information is available only for 2003 and beyond.

The Supreme Court
Court Activity, Cases from Trial Courts, 2007

	-----Appeals-----			-----Discr. Review-----			Death Penalty Review	Exp Public Funds ¹	TOTAL
	Criminal	Civil	Total	Criminal	Civil	Total			
FILINGS									
Total Filings	4	39	43	3	8	11	1	43	98
RESOLUTIONS²									
Total Opinions	1	14	15	6	0	6	1	0	22
Decided on Merits	0	0	0	0	0	0	0	0	0
Dismissed	0	2	2	0	0	0	0	0	2
Transferred/Certified	6	22	28	0	1	1	0	0	29
Review Not Accepted	0	0	0	0	0	0	0	0	0
Other	0	1	1	0	0	0	0	13	14
Total Orders	6	25	31	0	1	1	0	13	45
Decided on Merits	0	0	0	0	0	0	0	0	0
Dismissed	2	12	14	0	3	3	0	0	17
Transferred/Certified	0	0	0	0	0	0	0	0	0
Review Not Accepted	0	0	0	0	2	2	0	0	2
Other	0	0	0	0	4	4	0	0	4
Total Rulings	2	12	14	0	9	9	0	0	23
Other Decisions Term. Rvw	0	0	0	0	0	0	0	0	0
Total Resolved	9	51	60	6	10	16	1	13	90
PENDING AT YEAR END³									
Cases Stayed	0	4	4	0	0	0	0	0	4
Cases Ready	0	0	0	2	1	3	0	0	3
Cases Not Ready	5	21	26	1	0	1	1	8	36
Set for Motion on Merits	0	0	0	0	0	0	0	0	0
Set for Motion Calendar	0	0	0	0	0	0	0	0	0
Set for Oral Argument	0	0	0	0	0	0	0	0	0
Total Awaiting Hearing	5	25	30	3	1	4	1	8	43
Opinion/Order in Process	2	3	5	2	0	2	0	0	7
Total Pending Decision	7	28	35	5	1	6	1	8	50
MANDATED									
Opinions	1	15	16	7	0	7	1	0	24
Other	8	37	45	0	12	12	0	41	98
Total Mandated	9	52	61	7	12	19	1	41	122

¹ Expenditure of Public Funds.

² As a result of changes in resolution coding procedures in 2005, resolutions are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

³ As a result of the recent transition to the new Appellate Court Records and Data System(ACORDS-II), measurement of 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.

The Supreme Court
Court Activity, Cases from Court of Appeals, 2007

	--Petition for Review--			-- Motions for --- Discr. Review ---			Discr. Review PRP	Certifi- cations	Transfers (party motions)	TOTAL
	Criminal	Civil	Total	Criminal	Civil	Total				
FILINGS										
Total Filings	454	296	750	38	73	111	248	0	11	1,120
RESOLUTIONS¹										
Total Opinions	44	51	95	1	3	4	6	2	16	123
Decided on Merits	0	0	0	0	0	0	0	0	0	0
Dismissed	0	2	2	0	0	0	0	0	1	3
Transferred/Certified	0	0	0	0	0	0	0	0	0	0
Review Not Accepted	0	0	0	2	2	4	0	0	0	4
Other	394	212	606	1	2	3	0	0	0	609
Total Orders	394	214	608	3	4	7	0	0	1	616
Decided on Merits	0	0	0	0	0	0	0	0	0	0
Dismissed	7	9	16	1	0	1	1	0	0	18
Transferred/Certified	0	0	0	0	0	0	0	0	0	0
Review Not Accepted	0	0	0	20	47	67	2	0	0	69
Other	4	4	8	9	14	23	1	0	5	37
Total Rulings	11	13	24	30	61	91	4	0	5	124
Other Decisions Term. Rvw	0	0	0	0	0	0	0	0	0	0
Total Resolved	449	278	727	34	68	102	10	2	22	863
PENDING AT YEAR END²										
Cases Stayed	18	4	22	0	0	0	4	0	0	26
Cases Ready	0	1	1	0	1	1	0	1	1	4
Cases Not Ready	371	228	599	10	12	22	127	0	8	756
Set for Motion on Merits	0	0	0	0	0	0	0	0	0	0
Set for Motion Calendar	3	2	5	0	0	0	2	0	0	7
Set for Oral Argument	5	9	14	0	0	0	0	2	1	17
Total Awaiting Hearing	397	244	641	10	13	23	133	3	10	810
Opinion/Order in Process	20	14	34	0	0	0	1	1	4	40
Total Pending Decision	417	258	675	10	13	23	134	4	14	850
MANDATED										
Opinions	48	50	98	1	2	3	8	1	16	126
Other	412	233	645	37	62	99	241	0	7	992
Total Mandated	460	283	743	38	64	102	249	1	23	1,118

¹ As a result of changes in resolution coding procedures in 2005, resolutions are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² As a result of the recent transition to the new Appellate Court Records and Data System(ACORDS-II), measurement of 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.

The Supreme Court
Court Activity, Original Actions and Federal Court, 2007

	Actions Against State Officers	Personal Restraints	Death Penalty PRP	Misc. Reviews	TOTAL	Certified from Federal Court
FILINGS						
Total Filings	4	114	0	16	134	2
RESOLUTIONS¹						
Total Opinions	0	1	1	0	2	1
Decided on Merits	0	0	0	0	0	0
Dismissed	0	0	0	0	0	0
Transferred/Certified	0	0	0	0	0	0
Review Not Accepted	0	0	0	0	0	0
Other	1	0	0	9	10	0
Total Orders	1	0	0	9	10	0
Decided on Merits	0	0	0	0	0	0
Dismissed	0	0	0	1	1	0
Transferred/Certified	0	10	0	0	10	0
Review Not Accepted	0	9	0	0	9	0
Other	2	0	0	0	2	0
Total Rulings	2	19	0	1	22	0
Other Decisions Term. Rvw	0	0	0	0	0	0
Total Resolved	3	20	1	10	34	1
PENDING AT YEAR END²						
Cases Stayed	0	0	0	0	0	0
Cases Ready	0	0	0	0	0	0
Cases Not Ready	1	69	0	7	77	1
Set for Motion on Merits	0	0	0	0	0	0
Set for Motion Calendar	0	2	0	0	2	0
Set for Oral Argument	0	0	0	0	0	0
Total Awaiting Hearing	1	71	0	7	79	1
Opinion/Order in Process	0	3	0	0	3	1
Total Pending Decision	1	74	0	7	82	2
MANDATED						
Opinions	0	1	0	0	1	1
Other	4	89	0	14	107	0
Total Mandated	4	90	0	14	108	1

¹ As a result of changes in resolution coding procedures in 2005, resolutions are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² As a result of the recent transition to the new Appellate Court Records and Data System(ACORDS-II), measurement of 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.

The Supreme Court
Court Activity, Cases from WSBA and Commission on Judicial Conduct¹, 2007

	----- Washington State Bar Association -----						-Comm. on Judicial Conduct-				TOTAL
	Admissn Appeals	Admissn Petition	Discpl Appeals	Discpl Discr. Review	Discpl Show Cause	Discpl Other ³	Total WSBA	Discpl/ Disblty Appeals	Discpl/ Disblty Discr.R	Total CJC	
FILINGS											
Total Filings	1	1	9	2	13	83	109	0	0	0	109
RESOLUTIONS											
Total Opinions	0	0	6	1	0	1	8	1	0	1	9
Decided on Merits	0	0	0	0	0	0	0	0	0	0	0
Dismissed	0	0	0	0	0	0	0	0	0	0	0
Transferred/Certified	0	0	0	0	0	0	0	0	0	0	0
Review Not Accepted	0	0	0	0	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0	0	0	0	0
Total Orders	0	0	0	0	0	0	0	0	0	0	0
Decided on Merits	0	0	0	0	0	0	0	0	0	0	0
Dismissed	0	0	0	0	0	0	0	0	0	0	0
Transferred/Certified	0	0	0	0	0	0	0	0	0	0	0
Review Not Accepted	0	0	0	0	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0	0	0	0	0
Total Rulings	0	0	0	0	0	0	0	0	0	0	0
Other Decisions Term. Rvw ²	1	1	16	6	13	81	118	0	0	0	118
Total Resolved	1	1	22	7	13	82	126	1	0	1	127
PENDING AT YEAR END											
Cases Stayed	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Cases Ready	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Cases Not Ready	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Set for Motion on Merits	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Set for Motion Calendar	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Set for Oral Argument	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Total Awaiting Hearing	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Opinion/Order in Process	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Total Pending Decision	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
MANDATED											
Opinions	0	0	4	1	0	1	6	1	0	1	7
Other	1	1	16	6	13	81	118	0	0	0	118
Total Mandated	1	1	20	7	13	82	124	1	0	1	125

¹ As a result of recent transition to the new Appellate Court Records and Data System (ACORDS-II) and changes in resolution coding procedures in 2005, the following revisions and observations were made:

(a) resolutions are now categorized by Opinions, Orders, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

(b) Prior to 2003, resolution, pending and mandate information was not reported for cases from the Washington State Bar Association and the Commission on Judicial Conduct. Recording of this information began for resolutions occurring in 2003 and beyond, but is not available retroactively. As a consequence: (1) pending information is not available for WSBA and CJC cases, and (2) resolution and mandate information is available only for 2003 and beyond.

² Includes WSBA and CJC cases which were considered by the Court in years prior to establishment of procedures for closing those cases (see footnote 1(b)). As time permits, Court staff are now reviewing those old cases and recording the disposed status as appropriate. Those dispositions are included in "Other Decisions Terminating Review."

³ Includes Notice of Discipline, Stipulation and Reciprocal Discipline, Disability Inactive Status Appeal, Transfer to Disability Inactive Status, Financial and Miscellaneous Non-Discipline.

The Supreme Court
History of Filings, 2003-2007¹

	2003	2004	% Chg ³	2005	% Chg ³	2006	% Chg ³	2007	% Chg ³
<u>TRIAL COURTS</u>									
Criminal Appeals	5	9		1		11		4	
Civil Appeals	52	47		51		43		39	
Total Appeals	57	56		52		54		43	
Direct Discretionary Review	28	31		17		16		11	
Death Penalty Review	0	0		0		0		1	
Exp. Public Funds	46	64		63		55		43	
TOTAL--TRIAL COURTS	131	151	15.3%	132	-12.6%	125	-5.3%	98	-21.6%
<u>COURT OF APPEALS</u>									
Criminal	427	444		456		438		454	
Civil	299	316		324		273		296	
Total Petition for Review	726	760		780		711		750	
Motion for Discr. Review	107	124		126		118		111	
Motion for Discr. Rvw of PRP ²	286	321		458		358		248	
Certifications/Transfers	13	10		11		26		11	
TOTAL--COURT OF APPEALS	1,132	1,215	7.3%	1,375	13.2%	1,213	-11.8%	1,120	-7.7%
<u>ORIGINAL ACTIONS AND CERTIFIED FROM FEDERAL COURT</u>									
TOTAL--ORIG. ACTIONS & FED COURT	129	175	35.7%	166	-5.1%	138	-16.9%	136	-1.4%
<u>WSBA/CJC</u>									
TOTAL--WSBA/CJC	99	139	40.4%	117	-15.8%	117	0.0%	109	-6.8%
TOTAL FILED	1,491	1,680	12.7%	1,790	6.5%	1,593	-11.0%	1,463	-8.2%

¹ Implementation of the new Appellate Court Records and Data System (ACORDS-II) in the Supreme Court on 6/09/2003 has enabled improved reporting categories and inclusion of review types that were not published in previous annual reports (death penalty reviews, attorney admission and discipline matters, and miscellaneous motions for review). Figures for all years have been recomputed accordingly for presentation in the 2003 and future publications.

² Improved coding in late 2000 now allows distinct reporting of (1) Motions for Discretionary Review and (2) Motions for Discretionary Review of PRP. Prior to 2001, both are included in Motions for Discretionary Review.

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

The Supreme Court
History of Resolutions, 2003-2007¹

	2003	2004	% Chg ⁴	2005	% Chg ⁴	2006	% Chg ⁴	2007	% Chg ⁴
<u>TRIAL COURTS</u>									
Criminal Appeals	0	6		5		6		9	
Civil Appeals	47	50		44		38		51	
Total Appeals	47	56		49		44		60	
Direct Discretionary Review	16	34		13		19		16	
Death Penalty Review	0	1		0		2		1	
Exp. Public Funds	48	52		56		66		13	
TOTAL--TRIAL COURTS	111	143	28.8%	118	-17.5%	131	11.0%	90	-31.3%
<u>COURT OF APPEALS</u>									
Criminal	370	406		419		367		449	
Civil	328	271		295		271		278	
Total Petition for Review	698	677		714		638		727	
Motion for Discr. Review	103	114		142		119		102	
Motion for Discr. Rvw of PRP ²	275	301		417		286		10	
Certifications/Transfers	12	17		10		7		24	
TOTAL--COURT OF APPEALS	1,088	1,109	1.9%	1,283	15.7%	1,050	-18.2%	863	-17.8%
<u>ORIGINAL ACTIONS AND CERTIFIED FROM FEDERAL COURT</u>									
TOTAL--ORIG. ACTIONS & FED COURT	109	148	35.8%	198	33.8%	125	-36.9%	35	-72.0%
<u>WSBA/CJC</u>									
TOTAL--WSBA/CJC ³	64	284	343.8%	195	-31.3%	129	-33.8%	127	-1.6%
TOTAL RESOLVED	1,372	1,684	22.7%	1,794	6.5%	1,435	-20.0%	1,115	-22.3%

¹ Implementation of the new Appellate Court Records and Data System (ACORDS-II) in the Supreme Court on 6/09/2003 has enabled improved reporting categories and inclusion of review types that were not published in previous annual reports (death penalty reviews, attorney admission and discipline matters, and miscellaneous motions for review). Figures for all years have been recomputed accordingly for presentation in the 2003 and future publications.

² Improved coding in late 2000 now allows distinct reporting of (1) Motions for Discretionary Review and (2) Motions for Discretionary Review of PRP. Prior to 2001, both are included in Motions for Discretionary Review.

³ Prior to 2003, resolution, pending and mandate information was not reported for cases from the Washington State Bar Association and the Commission on Judicial Conduct. Recording of this information began for resolutions occurring in 2003 and beyond, but is not available retroactively. As a consequence: (1) pending information is not available for WSBA and CJC cases, and (2) resolution and mandate information is available only for 2003 and beyond. In addition, resolution information for years 2004 forward includes some old cases for which the disposed status has been retroactively determined and recorded.

⁴ Percentages are not reported when numbers are small (less than 30).

The Supreme Court
History of Pending Cases, 2003-2007¹

	2003	2004	% Chg ⁴	2005	% Chg ⁴	2006	% Chg ⁴	2007	% Chg ⁴
<u>TRIAL COURTS</u>									
Criminal Appeals	8	11		7		13		7	
Civil Appeals	37	32		39		42		28	
Total Appeals	45	43		46		55		35	
Direct Discretionary Review	14	11		14		11		6	
Death Penalty Review	4	3		3		1		1	
Exp. Public Funds	4	13		19		6		8	
TOTAL--TRIAL COURTS	67	70	4.5%	82	17.1%	73	-11.0%	50	-31.5%
<u>COURT OF APPEALS</u>									
Criminal	280	322		359		412		417	
Civil	179	223		250		246		258	
Total Petition for Review	459	545		609		658		675	
Motion for Discr. Review	24	35		17		17		23	
Motion for Discr. Rvw of PRP ²	60	68		103		60		134	
Certifications/Transfers	8	7		3		6		18	
TOTAL--COURT OF APPEALS	551	655	18.9%	732	11.8%	741	1.2%	850	14.7%
<u>ORIGINAL ACTIONS AND CERTIFIED FROM FEDERAL COURT</u>									
TOTAL--ORIG. ACTIONS & FED COURT	46	71	54.3%	39	-45.1%	34	-12.8%	84	147.1%
<u>WSBA/CJC</u>									
TOTAL--WSBA/CJC ³	N/A	N/A		N/A		N/A		N/A	
TOTAL PENDING DECISION	664	796	19.9%	853	7.2%	848	-0.6%	984	16.0%

¹ Implementation of the new Appellate Court Records and Data System (ACORDS-II) in the Supreme Court on 6/09/2003 has enabled improved reporting categories and inclusion of review types that were not published in previous annual reports (death penalty reviews, attorney admission and discipline matters, and miscellaneous motions for review). Figures for all years have been recomputed accordingly for presentation in the 2003 and future publications.

² Improved coding in late 2000 now allows distinct reporting of (1) Motions for Discretionary Review and (2) Motions for Discretionary Review of PRP. Prior to 2001, both are included in Motions for Discretionary Review.

³ Prior to 2003, resolution, pending and mandate information was not reported for cases from the Washington State Bar Association and the Commission on Judicial Conduct. Recording of this information began for resolutions occurring in 2003 and beyond, but is not available retroactively. As a consequence: (1) pending information is not available for WSBA and CJC cases, and (2) resolution and mandate information is available only for 2003 and beyond.

⁴ Percentages are not reported when numbers are small (less than 30).

The Supreme Court

Court Activity Trends, All Reviews, 2003-2007¹

	2003	2004	% Chg	2005	% Chg	2006	% Chg	2007	% Chg
FILINGS									
Total Filings	1,491	1,680	12.7%	1,790	6.5%	1,593	-11.0%	1,463	-8.2%
RESOLUTIONS²									
Total Opinions	130	135		143		122		157	
Decided on Merits	N/A	N/A		0		0		0	
Dismissed	N/A	N/A		6		3		5	
Transferred/Certified	N/A	N/A		16		20		29	
Review Not Accepted	N/A	N/A		6		9		4	
Other	N/A	N/A		684		619		633	
Total Orders	N/A	N/A		712		651		671	
Decided on Merits	N/A	N/A		0		0		0	
Dismissed	N/A	N/A		69		36		36	
Transferred/Certified	N/A	N/A		131		68		10	
Review Not Accepted	N/A	N/A		86		397		80	
Other	N/A	N/A		469		41		43	
Total Rulings	N/A	N/A		755		542		169	
Other Decisions Term. Rvw ³	N/A	N/A		184		120		118	
Total Orders/Rulings/Other ⁴	1,242	1,549		1,651		1,313		958	
Total Resolved	1,372	1,684	22.7%	1,794	6.5%	1,435	-20.0%	1,115	-22.3%
PENDING AT YEAR END⁵									
Cases Stayed	18	49		58		71		30	
Cases Ready	5	13		34		37		7	
Cases Not Ready	541	633		696		630		870	
Set for Motion on Merits	0	0		0		0		0	
Set for Motion Calendar	6	4		7		32		9	
Set for Oral Argument	47	41		0		0		17	
Total Awaiting Hearing	617	740	19.9%	795	7.4%	770	-3.1%	933	21.2%
Opinion/Order in Process	47	56	19.1%	58	3.6%	78	34.5%	51	-34.6%
Total Pending Decision	664	796	19.9%	853	7.2%	848	-0.6%	984	16.0%
MANDATED									
Opinions	134	134	0.0%	152	13.4%	107	-29.6%	159	48.6%
Other	1,293	1,547	19.6%	1,644	6.3%	1,495	-9.1%	1,315	-12.0%
Total Mandated	1,427	1,681	17.8%	1,796	6.8%	1,602	-10.8%	1,474	-8.0%

¹ Implementation of the new Appellate Court Records and Data System (ACORDS-II) in the Supreme Court on 6/09/2003 has enabled improved reporting categories and inclusion of review types that were not published in previous annual reports (death penalty reviews, attorney admission and discipline matters, and miscellaneous motions for review). Figures for all years have been recomputed accordingly for presentation in the 2003 and future publications.

² As a result of changes in resolution coding procedures in 2005, resolutions are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

³ Includes WSBA and CJC cases which were considered by the Court in years prior to establishment of procedures for closing those cases. As time permits, Court staff are now reviewing those old cases and recording the disposed status as appropriate. Those dispositions are included in "Other Decisions Terminating Review."

⁴ For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

⁵ As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of 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.

The Supreme Court
Court Activity Trends, Cases from Trial Courts, 2003-2007

	2003	2004	% Chg ⁴	2005	% Chg ⁴	2006	% Chg ⁴	2007	% Chg ⁴
FILINGS									
Total Filings	131	151	15.3%	132	-12.6%	125	-5.3%	98	-21.6%
RESOLUTIONS¹									
Total Opinions	14	20		19		16		22	
Decided on Merits	N/A	N/A		0		0		0	
Dismissed	N/A	N/A		0		2		2	
Transferred/Certified	N/A	N/A		11		19		29	
Review Not Accepted	N/A	N/A		2		0		0	
Other	N/A	N/A		66		69		14	
Total Orders	N/A	N/A		79		90		45	
Decided on Merits	N/A	N/A		0		0		0	
Dismissed	N/A	N/A		9		8		17	
Transferred/Certified	N/A	N/A		0		3		0	
Review Not Accepted	N/A	N/A		1		7		2	
Other	N/A	N/A		10		7		4	
Total Rulings	N/A	N/A		20		25		23	
Other Decisions Term. Rvw	N/A	N/A		0		0		0	
Total Orders/Rulings/Other ²	97	123		99		115		68	
Total Resolved	111	143	28.8%	118	-17.5%	131	11.0%	90	-31.3%
PENDING AT YEAR END³									
Cases Stayed	4	2		7		4		4	
Cases Ready	1	7		5		6		3	
Cases Not Ready	45	47		58		48		36	
Set for Motion on Merits	0	0		0		0		0	
Set for Motion Calendar	0	0		0		0		0	
Set for Oral Argument	8	3		0		0		0	
Total Awaiting Hearing	58	59	1.7%	70	18.6%	58	-17.1%	43	-25.9%
Opinion/Order in Process	9	11	. %	12	. %	15	. %	7	. %
Total Pending Decision	67	70	4.5%	82	17.1%	73	-11.0%	50	-31.5%
MANDATED									
Opinions	15	20	. %	22	. %	15	. %	24	. %
Other	112	130	16.1%	97	-25.4%	119	22.7%	98	-17.6%
Total Mandated	127	150	18.1%	119	-20.7%	134	12.6%	122	-9.0%

¹ As a result of changes in resolution coding procedures in 2005, resolutions are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

³ As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of 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.

⁴ Percentages are not reported when numbers are small (less than 30).

The Supreme Court
Court Activity Trends, Cases from Court of Appeals, 2003-2007

	2003	2004	% Chg ⁴	2005	% Chg ⁴	2006	% Chg ⁴	2007	% Chg ⁴
FILINGS									
Total Filings	1,132	1,215	7.3%	1,375	13.2%	1,213	-11.8%	1,120	-7.7%
RESOLUTIONS¹									
Total Opinions	104	83		106		93		123	
Decided on Merits	N/A	N/A		0		0		0	
Dismissed	N/A	N/A		5		0		3	
Transferred/Certified	N/A	N/A		4		0		0	
Review Not Accepted	N/A	N/A		3		9		4	
Other	N/A	N/A		600		541		609	
Total Orders	N/A	N/A		612		550		616	
Decided on Merits	N/A	N/A		0		0		0	
Dismissed	N/A	N/A		38		22		18	
Transferred/Certified	N/A	N/A		5		0		0	
Review Not Accepted	N/A	N/A		79		360		69	
Other	N/A	N/A		443		25		37	
Total Rulings	N/A	N/A		565		407		124	
Other Decisions Term. Rvw	N/A	N/A		0		0		0	
Total Orders/Rulings/Other ²	984	1,026		1,177		957		740	
Total Resolved	1,088	1,109	1.9%	1,283	15.7%	1,050	-18.2%	863	-17.8%
PENDING AT YEAR END³									
Cases Stayed	7	25		51		66		26	
Cases Ready	4	5		27		29		4	
Cases Not Ready	470	545		602		552		756	
Set for Motion on Merits	0	0		0		0		0	
Set for Motion Calendar	6	4		7		32		7	
Set for Oral Argument	29	34		0		0		17	
Total Awaiting Hearing	516	613	18.8%	687	12.1%	679	-1.2%	810	19.3%
Opinion/Order in Process	35	42	20.0%	45	7.1%	62	37.8%	40	-35.5%
Total Pending Decision	551	655	18.9%	732	11.8%	741	1.2%	850	14.7%
MANDATED									
Opinions	107	84	-21.5%	110	31.0%	78	-29.1%	126	61.5%
Other	994	1,024	3.0%	1,159	13.2%	1,110	-4.2%	992	-10.6%
Total Mandated	1,101	1,108	0.6%	1,269	14.5%	1,188	-6.4%	1,118	-5.9%

¹ As a result of changes in resolution coding procedures in 2005, resolutions are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

³ As a result of the recent transition to the new Appellate Court Records and Data System(ACORDS-II), measurement of 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.

⁴ Percentages are not reported when numbers are small(less than 30).

The Supreme Court
Court Activity Trends, Original Actions, 2003-2007

	2003	2004	% Chg ⁴	2005	% Chg ⁴	2006	% Chg ⁴	2007	% Chg ⁴
FILINGS									
Total Filings	127	173	36.2%	164	-5.2%	135	-17.7%	134	-0.7%
RESOLUTIONS¹									
Total Opinions	2	16		9		5		2	
Decided on Merits	N/A	N/A		0		0		0	
Dismissed	N/A	N/A		1		1		0	
Transferred/Certified	N/A	N/A		1		1		0	
Review Not Accepted	N/A	N/A		1		0		0	
Other	N/A	N/A		15		8		10	
Total Orders	N/A	N/A		18		10		10	
Decided on Merits	N/A	N/A		0		0		0	
Dismissed	N/A	N/A		20		5		1	
Transferred/Certified	N/A	N/A		126		65		10	
Review Not Accepted	N/A	N/A		6		30		9	
Other	N/A	N/A		16		8		2	
Total Rulings	N/A	N/A		168		108		22	
Other Decisions Term. Rvw	N/A	N/A		0		0		0	
Total Orders/Rulings/Other ²	103	129		186		118		32	
Total Resolved	105	145	38.1%	195	34.5%	123	-36.9%	34	-72.4%
PENDING AT YEAR END³									
Cases Stayed	7	22		0		1		0	
Cases Ready	0	1		2		2		0	
Cases Not Ready	26	41		36		30		77	
Set for Motion on Merits	0	0		0		0		0	
Set for Motion Calendar	0	0		0		0		2	
Set for Oral Argument	9	4		0		0		0	
Total Awaiting Hearing	42	68	61.9%	38	-44.1%	33	-13.2%	79	139.4%
Opinion/Order in Process	2	2	. %	1	. %	0	. %	3	. %
Total Pending Decision	44	70	59.1%	39	-44.3%	33	-15.4%	82	148.5%
MANDATED									
Opinions	3	14	. %	12	. %	5	. %	1	. %
Other	134	128	-4.5%	203	58.6%	143	-29.6%	107	-25.2%
Total Mandated	137	142	3.6%	215	51.4%	148	-31.2%	108	-27.0%

¹ As a result of changes in resolution coding procedures in 2005, resolutions are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

³ As a result of the recent transition to the new Appellate Court Records and Data System(ACORDS-II), measurement of 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.

⁴ Percentages are not reported when numbers are small(less than 30).

The Supreme Court

Court Activity Trends, Cases from WSBA and Commission on Judicial Conduct, 2003-2007¹

	2003	2004	% Chg ⁵	2005	% Chg ⁵	2006	% Chg ⁵	2007	% Chg ⁵
FILINGS									
Total Filings	99	139	40.4%	117	-15.8%	117	0.0%	109	-6.8%
RESOLUTIONS²									
Total Opinions	7	13		7		7		9	
Decided on Merits	N/A	N/A		0		0		0	
Dismissed	N/A	N/A		0		0		0	
Transferred/Certified	N/A	N/A		0		0		0	
Review Not Accepted	N/A	N/A		0		0		0	
Other	N/A	N/A		2		1		0	
Total Orders	N/A	N/A		2		1		0	
Decided on Merits	N/A	N/A		0		0		0	
Dismissed	N/A	N/A		2		0		0	
Transferred/Certified	N/A	N/A		0		0		0	
Review Not Accepted	N/A	N/A		0		0		0	
Other	N/A	N/A		0		1		0	
Total Rulings	N/A	N/A		2		1		0	
Other Decisions Term. Rvw ³	N/A	N/A		184		120		118	
Total Orders/Rulings/Other ⁴	57	271		188		122		118	
Total Resolved	64	284	343.8%	195	-31.3%	129	-33.8%	127	-1.6%
PENDING AT YEAR END									
Cases Stayed	N/A	N/A		N/A		N/A		N/A	
Cases Ready	N/A	N/A		N/A		N/A		N/A	
Cases Not Ready	N/A	N/A		N/A		N/A		N/A	
Set for Motion on Merits	N/A	N/A		N/A		N/A		N/A	
Set for Motion Calendar	N/A	N/A		N/A		N/A		N/A	
Set for Oral Argument	N/A	N/A		N/A		N/A		N/A	
Total Awaiting Hearing	N/A	N/A		N/A		N/A		N/A	
Opinion/Order in Process	N/A	N/A		N/A		N/A		N/A	
Total Pending Decision	N/A	N/A		N/A		N/A		N/A	
MANDATED									
Opinions	6	13	. %	7	. %	7	. %	7	. %
Other	52	265	409.6%	184	-30.6%	122	-33.7%	118	-3.3%
Total Mandated	58	278	379.3%	191	-31.3%	129	-32.5%	125	-3.1%

¹ Prior to 2003, resolution, pending and mandate information was not reported for cases from the Washington State Bar Association and the Commission on Judicial Conduct. Recording of this information began for resolutions occurring in 2003 and beyond, but is not available retroactively. As a consequence: (1) pending information is not available for WSBA and CJC cases, and (2) resolution and mandate information is comparable only for 2003 and beyond.

² As a result of changes in resolution coding procedures in 2005, resolutions are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

³ Includes WSBA and CJC cases which were considered by the Court in years prior to establishment of procedures for closing those cases (see footnote 1). As time permits, Court staff are now reviewing those old cases and recording the disposed status as appropriate. Those dispositions are included in "Other Decisions Terminating Review."

⁴ For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

⁵ Percentages are not reported when numbers are small (less than 30).