

Court of Appeals

1999 Annual Caseload

Report

Table of Contents

Court of Appeals Highlights	<u>3 - 4</u>
Glossary	<u>5 - 8</u>
Court Activity, All Divisions, 1999	<u>9</u>
Court Activity, Division I 1999	<u>10</u>
Court Activity, Division II, 1999	<u>11</u>
Court Activity, Division III, 1999	<u>12</u>
History of Filings, 1995-1999	<u>13</u>
History of Dispositions, 1995-1999	<u>14</u>
History of Pending Cases, 1995-1999	<u>15</u>
History of Activity, All Reviews, All Divisions, 1995-1999	<u>16</u>
History of Activity, All Reviews, Division I, 1995-1999	<u>17</u>
History of Activity, All Reviews, Division II, 1995-1999	<u>18</u>
History of Activity, All Reviews, Division III, 1995-1999	<u>19</u>
Court Activity, All Divisions, Criminal Appeals, 1995-1999	<u>20</u>
Court Activity, All Divisions, Civil Appeals, 1995-1999	<u>21</u>
Court Activity, All Divisions, Total Appeals, 1995-1999	<u>22</u>
Court Activity, All Divisions, Personal Restraint Petitions, 1995-1999	<u>23</u>
Court Activity, All Divisions, Notices of Discretionary Review, 1995-1999	<u>24</u>
Days Between Events for Criminal Appeals -- 75th Percentile, 1995-1999	<u>25</u>

Days Between Events for Civil Appeals -- 75th Percentile, 1995-1999

[26](#)

Days Between Events for Total Appeals -- 75th Percentile, 1995-1999

[27](#)

Caseloads of the Courts of Washington

Court of Appeals Highlights

- [Filings](#)
 - [Dispositions](#)
 - [Pending](#)
 - [Time In Process](#)
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Filings

- In 1999, Washington's Court of Appeals received a total of 3,963 new filings: 1,879 (47.4 percent) in Division I, 1,229 (31.0 percent) in Division II, and 855 (21.6 percent) in Division III.
 - Total Court of Appeals filings were down 10.3 percent over the prior year, and that decline was spread evenly across divisions, each down between 130 and 183 cases from 1998 figures.
 - The majority of new cases are notices of appeal (criminal 39.5 percent and civil 35.3 percent). Personal restraint petitions constitute 16.4 percent of the new caseload, and notices of discretionary review make up the remaining 8.8 percent.
 - Declines were experienced across all case types with the exception of personal restraint petitions, which were fairly stable in Divisions II and III, but were up 18.9 percent in Division I to a total of 296 filings.
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Dispositions

- The Court of Appeals increased dispositions by 7.6 percent statewide in 1999 compared to the prior year, bringing year-total dispositions to 4,465.
 - Division III experienced the most dramatic increase in dispositions, with 1,064 -- a 207 case (24.2 percent) jump over the 1998 figure.
 - Statewide, dispositions increased for both appeals and personal restraint petitions. Only dispositions of notices of discretionary review declined, an experience consistent across all divisions.
 - Half of all dispositions were by opinion, with a quarter of those published. Approximately one-third (30.5 percent) of dispositions were dismissals. Commissioners' rulings accounted for another 13.2 percent of all dispositions. The small remainder were transferred/certified, not accepted, or terminated.
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Pending

- Decreased filings, coupled with increased dispositions, resulted in a 12.5 percent pending caseload decline in 1999, to 3,965 cases. Such decline was experienced in all three divisions.
- The majority of cases pending at the end of 1999 were awaiting parties' briefs (57.7 percent).

169 cases (4.3 percent) were set for oral argument, and opinions/order were in process for 266 cases (6.7 percent). The remainder were stayed or awaiting hearing.

Time In Process

- In 1999, the Court of Appeals continued its efforts to monitor case processing time with the more accurate measurement tools developed the prior year.
 - Statewide, 75 percent of criminal appeals received an opinion within 668 days of filing - down from 683 days the previous year.
 - Similarly, 75 percent of civil appeals received an opinion within 591 days - an 8.4 percent improvement over the 645 days required in 1998.
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Note:

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

Court of Appeals Glossary

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

Filings

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

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

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

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--Notices Of Appeal

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

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

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

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

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

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

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

The Court Of Appeals
Court Activity, All Divisions, 1999

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
FILINGS							
New Filings	1,566	1,368	2,934	588	349	937	3,871
Transfers	1	29	30	61	1	62	92
Total Filings	1,567	1,397	2,964	649	350	999	3,963
DISPOSITIONS							
Opinions Published	223	293	516	6	37	43	559
Opinions Unpublished	1,022	573	1,595	38	39	77	1,672
Opinions	1,245	866	2,111	44	76	120	2,231
Motion on the Merits	307	132	439	2	5	7	446
Other Rulings	126	17	143	1	0	1	144
Commissioners' Rulings	433	149	582	3	5	8	590
Dismissed	212	535	747	541	75	616	1,363
Transferred/Certified ¹	1	6	7	0	0	0	7
Review Not Accepted	3	21	24	0	214	214	238
Other Terminations	3	10	13	7	16	23	36
Total Disposed	1,897	1,587	3,484	595	386	981	4,465
PENDING AT YEAR END							
Cases Stayed	54	39	93	20	5	25	118
Brief Not Filed	768	602	1,370	284	125	409	1,779
Appellant Brief Filed	323	180	503	1	4	5	508
Respondent Brief Filed	666	302	968	0	16	16	984
Remanded to Trial Court	12	1	13	0	0	0	13
Set for Motion on the Merits	94	20	114	1	0	1	115
Ruling Referred to Panel	7	4	11	0	2	2	13
Set for Oral Argument ²	70	92	162	2	5	7	169
Total Awaiting Hearing	1,994	1,240	3,234	308	157	465	3,699
Opinion/Order in Process	81	168	249	7	10	17	266
Total Pending Decision	2,075	1,408	3,483	315	167	482	3,965
MANDATED							
Opinions	1,150	831	1,981	46	68	114	2,095
Commissioners' Rulings	451	158	609	4	5	9	618
Other	221	563	784	450	345	795	1,579
Total Mandated	1,822	1,552	3,374	500	418	918	4,292

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

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

The Court Of Appeals
Court Activity, Division I, 1999

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
FILINGS							
New Filings	742	671	1,413	265	156	421	1,834
Transfers	0	13	13	31	1	32	45
Total Filings	742	684	1,426	296	157	453	1,879
DISPOSITIONS							
Opinions Published	117	136	253	4	18	22	275
Opinions Unpublished	525	297	822	17	8	25	847
Opinions	642	433	1,075	21	26	47	1,122
Motion on the Merits	87	40	127	0	0	0	127
Other Rulings	16	5	21	0	0	0	21
Commissioners' Rulings	103	45	148	0	0	0	148
Dismissed	90	275	365	225	34	259	624
Transferred/Certified ¹	0	3	3	0	0	0	3
Review Not Accepted	2	7	9	0	91	91	100
Other Terminations	2	6	8	0	11	11	19
Total Disposed	839	769	1,608	246	162	408	2,016
PENDING AT YEAR END							
Cases Stayed	42	23	65	16	2	18	83
Brief Not Filed	341	298	639	145	50	195	834
Appellant Brief Filed	136	78	214	1	3	4	218
Respondent Brief Filed	280	132	412	0	7	7	419
Remanded to Trial Court	0	0	0	0	0	0	0
Set for Motion on the Merits	47	1	48	1	0	1	49
Ruling Referred to Panel	7	4	11	0	2	2	13
Set for Oral Argument	23	32	55	2	2	4	59
Total Awaiting Hearing	876	568	1,444	165	66	231	1,675
Opinion/Order in Process	36	99	135	3	5	8	143
Total Pending Decision	912	667	1,579	168	71	239	1,818
MANDATED							
Opinions	587	399	986	25	26	51	1,037
Commissioners' Rulings	143	35	178	0	0	0	178
Other	100	295	395	161	159	320	715
Total Mandated	830	729	1,559	186	185	371	1,930

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

The Court Of Appeals
Court Activity, Division II, 1999

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
FILINGS							
New Filings	515	401	916	178	100	278	1,194
Transfers	1	13	14	21	0	21	35
Total Filings	516	414	930	199	100	299	1,229
DISPOSITIONS							
Opinions Published	62	90	152	2	7	9	161
Opinions Unpublished	273	147	420	7	8	15	435
Opinions	335	237	572	9	15	24	596
Motion on the Merits	89	55	144	1	4	5	149
Other Rulings	92	2	94	1	0	1	95
Commissioners' Rulings	181	57	238	2	4	6	244
Dismissed	79	163	242	190	19	209	451
Transferred/Certified ¹	0	1	1	0	0	0	1
Review Not Accepted	0	9	9	0	74	74	83
Other Terminations	1	3	4	1	5	6	10
Total Disposed	596	470	1,066	202	117	319	1,385
PENDING AT YEAR END							
Cases Stayed	2	7	9	3	0	3	12
Brief Not Filed	274	166	440	73	38	111	551
Appellant Brief Filed	123	60	183	0	0	0	183
Respondent Brief Filed	274	107	381	0	8	8	389
Remanded to Trial Court	7	0	7	0	0	0	7
Set for Motion on the Merits	6	3	9	0	0	0	9
Ruling Referred to Panel	0	0	0	0	0	0	0
Set for Oral Argument	37	53	90	0	0	0	90
Total Awaiting Hearing	723	396	1,119	76	46	122	1,241
Opinion/Order in Process	23	35	58	3	0	3	61
Total Pending Decision	746	431	1,177	79	46	125	1,302
MANDATED							
Opinions	335	261	596	7	16	23	619
Commissioners' Rulings	162	70	232	2	4	6	238
Other	78	161	239	175	105	280	519
Total Mandated	575	492	1,067	184	125	309	1,376

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

The Court Of Appeals
Court Activity, Division III, 1999

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
FILINGS							
New Filings	309	296	605	145	93	238	843
Transfers	0	3	3	9	0	9	12
Total Filings	309	299	608	154	93	247	855
DISPOSITIONS							
Opinions Published	44	67	111	0	12	12	123
Opinions Unpublished	224	129	353	14	23	37	390
Opinions	268	196	464	14	35	49	513
Motion on the Merits	131	37	168	1	1	2	170
Other Rulings	18	10	28	0	0	0	28
Commissioners' Rulings	149	47	196	1	1	2	198
Dismissed	43	97	140	126	22	148	288
Transferred/Certified ¹	1	2	3	0	0	0	3
Review Not Accepted	1	5	6	0	49	49	55
Other Terminations	0	1	1	6	0	6	7
Total Disposed	462	348	810	147	107	254	1,064
PENDING AT YEAR END							
Cases Stayed	10	9	19	1	3	4	23
Brief Not Filed	153	138	291	66	37	103	394
Appellant Brief Filed	64	42	106	0	1	1	107
Respondent Brief Filed	112	63	175	0	1	1	176
Remanded to Trial Court	5	1	6	0	0	0	6
Set for Motion on the Merits	41	16	57	0	0	0	57
Ruling Referred to Panel	0	0	0	0	0	0	0
Set for Oral Argument ²	10	7	17	0	3	3	20
Total Awaiting Hearing	395	276	671	67	45	112	783
Opinion/Order in Process	22	34	56	1	5	6	62
Total Pending Decision	417	310	727	68	50	118	845
MANDATED							
Opinions	228	171	399	14	26	40	439
Commissioners' Rulings	146	53	199	2	1	3	202
Other	43	107	150	114	81	195	345
Total Mandated	417	331	748	130	108	238	986

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

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

**The Court of Appeals
History of Filings, 1995-1999**

	1995	1996	% Chg	1997	% Chg	1998	% Chg	1999	% Chg
DIVISION I									
Criminal Appeals	912	853	-6.5%	801	-6.1%	821	2.5%	742	-9.6%
Civil Appeals	703	675	-4.0%	735	8.9%	740	0.7%	684	-7.6%
Total Appeals	1,615	1,528	-5.4%	1,536	0.5%	1,561	1.6%	1,426	-8.6%
Personal Restraint Petitions	210	246	17.1%	209	-15.0%	249	19.1%	296	18.9%
Notices of Discretionary Review	240	220	-8.3%	207	-5.9%	213	2.9%	157	-26.3%
Total Filings, Division I	2,065	1,994	-3.4%	1,952	-2.1%	2,023	3.6%	1,879	-7.1%
DIVISION II									
Criminal Appeals	591	560	-5.2%	586	4.6%	597	1.9%	516	-13.6%
Civil Appeals	364	374	2.7%	429	14.7%	479	11.7%	414	-13.6%
Total Appeals	955	934	-2.2%	1,015	8.7%	1,076	6.0%	930	-13.6%
Personal Restraint Petitions	141	206	46.1%	151	-26.7%	204	35.1%	199	-2.5%
Notices of Discretionary Review	107	145	35.5%	118	-18.6%	132	11.9%	100	-24.2%
Total Filings, Division II	1,203	1,285	6.8%	1,284	-0.1%	1,412	10.0%	1,229	-13.0%
DIVISION III									
Criminal Appeals	342	340	-0.6%	337	-0.9%	404	19.9%	309	-23.5%
Civil Appeals	288	326	13.2%	288	-11.7%	331	14.9%	299	-9.7%
Total Appeals	630	666	5.7%	625	-6.2%	735	17.6%	608	-17.3%
Personal Restraint Petitions	114	96	-15.8%	85	-11.5%	150	76.5%	154	2.7%
Notices of Discretionary Review	108	142	31.5%	106	-25.4%	100	-5.7%	93	-7.0%
Total Filings, Division III	852	904	6.1%	816	-9.7%	985	20.7%	855	-13.2%
COURT OF APPEALS, TOTAL									
Criminal Appeals	1,845	1,753	-5.0%	1,724	-1.7%	1,822	5.7%	1,567	-14.0%
Civil Appeals	1,355	1,375	1.5%	1,452	5.6%	1,550	6.7%	1,397	-9.9%
Total Appeals	3,200	3,128	-2.3%	3,176	1.5%	3,372	6.2%	2,964	-12.1%
Personal Restraint Petitions	465	548	17.8%	445	-18.8%	603	35.5%	649	7.6%
Notices of Discretionary Review	455	507	11.4%	431	-15.0%	445	3.2%	350	-21.3%
Total Filings, Court Of Appeals	4,120	4,183	1.5%	4,052	-3.1%	4,420	9.1%	3,963	-10.3%

**The Court of Appeals
History of Dispositions, 1995-1999**

	1995	1996	% Chg	1997	% Chg	1998	% Chg	1999	% Chg
DIVISION I									
Criminal Appeals	1,014	886	-12.6%	1,079	21.8%	861	-20.2%	839	-2.6%
Civil Appeals	623	641	2.9%	806	25.7%	717	-11.0%	769	7.3%
Total Appeals	1,637	1,527	-6.7%	1,885	23.4%	1,578	-16.3%	1,608	1.9%
Personal Restraint Petitions	172	254	47.7%	242	-4.7%	208	-14.0%	246	18.3%
Notices of Discretionary Review	210	197	-6.2%	237	20.3%	218	-8.0%	162	-25.7%
Total Dispositions, Division I	2,019	1,978	-2.0%	2,364	19.5%	2,004	-15.2%	2,016	0.6%
DIVISION II									
Criminal Appeals	502	548	9.2%	758	38.3%	499	-34.2%	596	19.4%
Civil Appeals	376	446	18.6%	432	-3.1%	480	11.1%	470	-2.1%
Total Appeals	878	994	13.2%	1,190	19.7%	979	-17.7%	1,066	8.9%
Personal Restraint Petitions	130	211	62.3%	141	-33.2%	181	28.4%	202	11.6%
Notices of Discretionary Review	79	140	77.2%	141	0.7%	128	-9.2%	117	-8.6%
Total Dispositions, Division II	1,087	1,345	23.7%	1,472	9.4%	1,288	-12.5%	1,385	7.5%
DIVISION III									
Criminal Appeals	305	299	-2.0%	415	38.8%	345	-16.9%	462	33.9%
Civil Appeals	312	337	8.0%	377	11.9%	268	-28.9%	348	29.9%
Total Appeals	617	636	3.1%	792	24.5%	613	-22.6%	810	32.1%
Personal Restraint Petitions	110	100	-9.1%	102	2.0%	126	23.5%	147	16.7%
Notices of Discretionary Review	94	124	31.9%	121	-2.4%	118	-2.5%	107	-9.3%
Total Dispositions, Division III	821	860	4.8%	1,015	18.0%	857	-15.6%	1,064	24.2%
COURT OF APPEALS, TOTAL									
Criminal Appeals	1,821	1,733	-4.8%	2,252	29.9%	1,705	-24.3%	1,897	11.3%
Civil Appeals	1,311	1,424	8.6%	1,615	13.4%	1,465	-9.3%	1,587	8.3%
Total Appeals	3,132	3,157	0.8%	3,867	22.5%	3,170	-18.0%	3,484	9.9%
Personal Restraint Petitions	412	565	37.1%	485	-14.2%	515	6.2%	595	15.5%
Notices of Discretionary Review	383	461	20.4%	499	8.2%	464	-7.0%	386	-16.8%
Total Dispositions, Court of Appeals	3,927	4,183	6.5%	4,851	16.0%	4,149	-14.5%	4,465	7.6%

**The Court of Appeals
History of Pending Cases, 1995-1999**

	1995	1996	% Chg	1997	% Chg	1998	% Chg	1999	% Chg
DIVISION I									
Criminal Appeals	1,383	1,346	-2.7%	1,065	-20.9%	1,032	-3.1%	912	-11.6%
Civil Appeals	777	809	4.1%	740	-8.5%	764	3.2%	667	-12.7%
Total Appeals	2,160	2,155	-0.2%	1,805	-16.2%	1,796	-0.5%	1,579	-12.1%
Personal Restraint Petitions	126	118	-6.3%	83	-29.7%	127	53.0%	168	32.3%
Notices of Discretionary Review	93	112	20.4%	84	-25.0%	78	-7.1%	71	-9.0%
Total Pending, Division I	2,379	2,385	0.3%	1,972	-17.3%	2,001	1.5%	1,818	-9.1%
DIVISION II									
Criminal Appeals	894	906	1.3%	734	-19.0%	831	13.2%	746	-10.2%
Civil Appeals	575	499	-13.2%	498	-0.2%	493	-1.0%	431	-12.6%
Total Appeals	1,469	1,405	-4.4%	1,232	-12.3%	1,324	7.5%	1,177	-11.1%
Personal Restraint Petitions	57	52	-8.8%	61	17.3%	86	41.0%	79	-8.1%
Notices of Discretionary Review	79	84	6.3%	63	-25.0%	63	0.0%	46	-27.0%
Total Pending, Division II	1,605	1,541	-4.0%	1,356	-12.0%	1,473	8.6%	1,302	-11.6%
DIVISION III									
Criminal Appeals	547	581	6.2%	498	-14.3%	566	13.7%	417	-26.3%
Civil Appeals	396	403	1.8%	313	-22.3%	366	16.9%	310	-15.3%
Total Appeals	943	984	4.3%	811	-17.6%	932	14.9%	727	-22.0%
Personal Restraint Petitions	58	54	-6.9%	38	-29.6%	62	63.2%	68	9.7%
Notices of Discretionary Review	77	96	24.7%	81	-15.6%	63	-22.2%	50	-20.6%
Total Pending, Division III	1,078	1,134	5.2%	930	-18.0%	1,057	13.7%	845	-20.1%
COURT OF APPEALS, TOTAL									
Criminal Appeals	2,824	2,833	0.3%	2,297	-18.9%	2,429	5.7%	2,075	-14.6%
Civil Appeals	1,748	1,711	-2.1%	1,551	-9.4%	1,623	4.6%	1,408	-13.2%
Total Appeals	4,572	4,544	-0.6%	3,848	-15.3%	4,052	5.3%	3,483	-14.0%
Personal Restraint Petitions	241	224	-7.1%	182	-18.8%	275	51.1%	315	14.5%
Notices of Discretionary Review	249	292	17.3%	228	-21.9%	204	-10.5%	167	-18.1%
Total Pending, Court of Appeals	5,062	5,060	0.0%	4,258	-15.8%	4,531	6.4%	3,965	-12.5%

The Court of Appeals

History of Activity, All Reviews, All Divisions, 1995-1999

	1995	1996	% Chg3	1997	% Chg3	1998	% Chg3	1999	% Chg3
FILINGS									
New Filings	4,035	4,095	1.5%	3,994	-2.5%	4,337	8.6%	3,871	-10.7%
Transfers	85	88	3.5%	58	-34.1%	83	43.1%	92	10.8%
Total Filings	4,120	4,183	1.5%	4,052	-3.1%	4,420	9.1%	3,963	-10.3%
DISPOSITIONS									
Opinions Published	453	416	-8.2%	510	22.6%	411	-19.4%	559	36.0%
Opinions Unpublished	1,264	1,368	8.2%	1,871	36.8%	1,346	-28.1%	1,672	24.2%
Opinions	1,717	1,784	3.9%	2,381	33.5%	1,757	-26.2%	2,231	27.0%
Motion on the Merits	570	529	-7.2%	596	12.7%	503	-15.6%	446	-11.3%
Other Rulings	165	158	-4.2%	206	30.4%	201	-2.4%	144	-28.4%
Commissioners' Rulings	735	687	-6.5%	802	16.7%	704	-12.2%	590	-16.2%
Dismissed	1,114	1,262	13.3%	1,284	1.7%	1,345	4.8%	1,363	1.3%
Transferred/Certified ¹	40	38	-5.0%	19	. %	19	. %	7	. %
Review Not Accepted	267	350	31.1%	305	-12.9%	277	-9.2%	238	-14.1%
Other Terminations	54	62	14.8%	60	-3.2%	47	-21.7%	36	-23.4%
Total Disposed	3,927	4,183	6.5%	4,851	16.0%	4,149	-14.5%	4,465	7.6%
PENDING AT YEAR END									
Case Stayed	137	119	-13.1%	63	-47.1%	62	-1.6%	118	90.3%
Brief Not Filed	2,191	2,157	-1.6%	1,956	-9.3%	2,110	7.9%	1,779	-15.7%
Appellant Brief Filed	665	614	-7.7%	592	-3.6%	594	0.3%	508	-14.5%
Respondent Brief Filed	1,055	969	-8.2%	1,017	5.0%	955	-6.1%	984	3.0%
Remanded to Trial Court	2	24	. %	27	. %	15	. %	13	. %
Set for Motion on the Merits	156	160	2.6%	26	. %	49	. %	115	134.7%
Ruling Referred to Panel	157	250	59.2%	61	-75.6%	43	-29.5%	13	. %
Set for Oral Argument ²	403	454	12.7%	292	-35.7%	253	-13.4%	169	-33.2%
Total Awaiting Hearing	4,766	4,747	-0.4%	4,034	-15.0%	4,081	1.2%	3,699	-9.4%
Opinion/Order in Process	296	313	5.7%	224	-28.4%	450	100.9%	266	-40.9%
Total Pending Decision	5,062	5,060	0.0%	4,258	-15.8%	4,531	6.4%	3,965	-12.5%
MANDATED									
Opinions	1,617	1,702	5.3%	2,213	30.0%	1,875	-15.3%	2,095	11.7%
Commissioners' Rulings	687	723	5.2%	755	4.4%	758	0.4%	618	-18.5%
Other	1,481	1,519	2.6%	1,767	16.3%	1,636	-7.4%	1,579	-3.5%
Total Mandated	3,785	3,944	4.2%	4,735	20.1%	4,269	-9.8%	4,292	0.5%

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

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

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

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

The Court of Appeals
History of Activity, All Reviews, Division I, 1995-1999

	1995	1996	% Chg2	1997	% Chg2	1998	% Chg2	1999	% Chg2
FILINGS									
New Filings	2,026	1,960	-3.3%	1,921	-2.0%	1,979	3.0%	1,834	-7.3%
Transfers	39	34	-12.8%	31	-8.8%	44	41.9%	45	2.3%
Total Filings	2,065	1,994	-3.4%	1,952	-2.1%	2,023	3.6%	1,879	-7.1%
DISPOSITIONS									
Opinions Published	197	169	-14.2%	231	36.7%	189	-18.2%	275	45.5%
Opinions Unpublished	730	734	0.5%	949	29.3%	738	-22.2%	847	14.8%
Opinions	927	903	-2.6%	1,180	30.7%	927	-21.4%	1,122	21.0%
Motion on the Merits	317	269	-15.1%	338	25.7%	217	-35.8%	127	-41.5%
Other Rulings	51	36	-29.4%	51	41.7%	55	7.8%	21	. %
Commissioners' Rulings	368	305	-17.1%	389	27.5%	272	-30.1%	148	-45.6%
Dismissed	516	580	12.4%	600	3.4%	631	5.2%	624	-1.1%
Transferred/Certified ¹	18	11	. %	8	. %	9	. %	3	. %
Review Not Accepted	151	141	-6.6%	145	2.8%	126	-13.1%	100	-20.6%
Other Terminations	39	38	-2.6%	42	10.5%	39	-7.1%	19	. %
Total Disposed	2,019	1,978	-2.0%	2,364	19.5%	2,004	-15.2%	2,016	0.6%
PENDING AT YEAR END									
Case Stayed	100	79	-21.0%	41	-48.1%	37	-9.8%	83	124.3%
Brief Not Filed	981	995	1.4%	940	-5.5%	912	-3.0%	834	-8.6%
Appellant Brief Filed	333	259	-22.2%	252	-2.7%	257	2.0%	218	-15.2%
Respondent Brief Filed	362	325	-10.2%	494	52.0%	397	-19.6%	419	5.5%
Remanded to Trial Court	1	8	. %	8	. %	4	. %	0	. %
Set for Motion on the Merits	85	93	9.4%	1	. %	7	. %	49	. %
Ruling Referred to Panel	155	249	60.6%	61	-75.5%	32	-47.5%	13	. %
Set for Oral Argument	217	208	-4.1%	74	-64.4%	125	68.9%	59	-52.8%
Total Awaiting Hearing	2,234	2,216	-0.8%	1,871	-15.6%	1,771	-5.3%	1,675	-5.4%
Opinion/Order in Process	145	169	16.6%	101	-40.2%	230	127.7%	143	-37.8%
Total Pending Decision	2,379	2,385	0.3%	1,972	-17.3%	2,001	1.5%	1,818	-9.1%
MANDATED									
Opinions	884	877	-0.8%	1,070	22.0%	971	-9.3%	1,037	6.8%
Commissioners' Rulings	346	351	1.4%	304	-13.4%	328	7.9%	178	-45.7%
Other	711	774	8.9%	718	-7.2%	793	10.4%	715	-9.8%
Total Mandated	1,941	2,002	3.1%	2,092	4.5%	2,092	0.0%	1,930	-7.7%

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

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

The Court of Appeals

History of Activity, All Reviews, Division II, 1995-1999

	1995	1996	% Chg2	1997	% Chg2	1998	% Chg2	1999	% Chg2
FILINGS									
New Filings	1,168	1,259	7.8%	1,265	0.5%	1,382	9.2%	1,194	-13.6%
Transfers	35	26	. %	19	. %	30	. %	35	16.7%
Total Filings	1,203	1,285	6.8%	1,284	-0.1%	1,412	10.0%	1,229	-13.0%
DISPOSITIONS									
Opinions Published	113	148	31.0%	128	-13.5%	145	13.3%	161	11.0%
Opinions Unpublished	302	410	35.8%	581	41.7%	369	-36.5%	435	17.9%
Opinions	415	558	34.5%	709	27.1%	514	-27.5%	596	16.0%
Motion on the Merits	197	170	-13.7%	154	-9.4%	185	20.1%	149	-19.5%
Other Rulings	62	58	-6.5%	93	60.3%	81	-12.9%	95	17.3%
Commissioners' Rulings	259	228	-12.0%	247	8.3%	266	7.7%	244	-8.3%
Dismissed	326	442	35.6%	413	-6.6%	417	1.0%	451	8.2%
Transferred/Certified ¹	10	24	. %	3	. %	4	. %	1	. %
Review Not Accepted	63	73	15.9%	89	21.9%	82	-7.9%	83	1.2%
Other Terminations	14	20	. %	11	. %	5	. %	10	. %
Total Disposed	1,087	1,345	23.7%	1,472	9.4%	1,288	-12.5%	1,385	7.5%
PENDING AT YEAR END									
Case Stayed	16	12	. %	4	. %	9	. %	12	. %
Brief Not Filed	695	673	-3.2%	618	-8.2%	721	16.7%	551	-23.6%
Appellant Brief Filed	204	211	3.4%	179	-15.2%	185	3.4%	183	-1.1%
Respondent Brief Filed	412	434	5.3%	337	-22.4%	346	2.7%	389	12.4%
Remanded to Trial Court	1	0	. %	2	. %	2	. %	7	. %
Set for Motion on the Merits	3	2	. %	0	. %	6	. %	9	. %
Ruling Referred to Panel	2	1	. %	0	. %	11	. %	0	. %
Set for Oral Argument	150	150	0.0%	142	-5.3%	108	-23.9%	90	-16.7%
Total Awaiting Hearing	1,483	1,483	0.0%	1,282	-13.6%	1,388	8.3%	1,241	-10.6%
Opinion/Order in Process	122	58	-52.5%	74	27.6%	85	14.9%	61	-28.2%
Total Pending Decision	1,605	1,541	-4.0%	1,356	-12.0%	1,473	8.6%	1,302	-11.6%
MANDATED									
Opinions	356	488	37.1%	724	48.4%	522	-27.9%	619	18.6%
Commissioners' Rulings	234	242	3.4%	278	14.9%	279	0.4%	238	-14.7%
Other	437	431	-1.4%	616	42.9%	501	-18.7%	519	3.6%
Total Mandated	1,027	1,161	13.0%	1,618	39.4%	1,302	-19.5%	1,376	5.7%

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

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

The Court of Appeals
History of Activity, All Reviews, Division III, 1995-1999

	1995	1996	% Chg3	1997	% Chg3	1998	% Chg3	1999	% Chg3
FILINGS									
New Filings	841	876	4.2%	808	-7.8%	976	20.8%	843	-13.6%
Transfers	11	28	. %	8	. %	9	. %	12	. %
Total Filings	852	904	6.1%	816	-9.7%	985	20.7%	855	-13.2%
DISPOSITIONS									
Opinions Published	143	99	-30.8%	151	52.5%	77	-49.0%	123	59.7%
Opinions Unpublished	232	224	-3.4%	341	52.2%	239	-29.9%	390	63.2%
Opinions	375	323	-13.9%	492	52.3%	316	-35.8%	513	62.3%
Motion on the Merits	56	90	60.7%	104	15.6%	101	-2.9%	170	68.3%
Other Rulings	52	64	23.1%	62	-3.1%	65	4.8%	28	. %
Commissioners' Rulings	108	154	42.6%	166	7.8%	166	0.0%	198	19.3%
Dismissed	272	240	-11.8%	271	12.9%	297	9.6%	288	-3.0%
Transferred/Certified ¹	12	3	. %	8	. %	6	. %	3	. %
Review Not Accepted	53	136	156.6%	71	-47.8%	69	-2.8%	55	-20.3%
Other Terminations	1	4	. %	7	. %	3	. %	7	. %
Total Disposed	821	860	4.8%	1,015	18.0%	857	-15.6%	1,064	24.2%
PENDING AT YEAR END									
Case Stayed	21	28	. %	18	. %	16	. %	23	. %
Brief Not Filed	515	489	-5.0%	398	-18.6%	477	19.8%	394	-17.4%
Appellant Brief Filed	128	144	12.5%	161	11.8%	152	-5.6%	107	-29.6%
Respondent Brief Filed	281	210	-25.3%	186	-11.4%	212	14.0%	176	-17.0%
Remanded to Trial Court	0	16	. %	17	. %	9	. %	6	. %
Set for Motion on the Merits	68	65	-4.4%	25	. %	36	. %	57	58.3%
Ruling Referred to Panel	0	0	. %	0	. %	0	. %	0	. %
Set for Oral Argument ²	36	96	166.7%	76	-20.8%	20	. %	20	. %
Total Awaiting Hearing	1,049	1,048	-0.1%	881	-15.9%	922	4.7%	783	-15.1%
Opinion/Order in Process	29	86	. %	49	-43.0%	135	175.5%	62	-54.1%
Total Pending Decision	1,078	1,134	5.2%	930	-18.0%	1,057	13.7%	845	-20.1%
MANDATED									
Opinions	377	337	-10.6%	419	24.3%	382	-8.8%	439	14.9%
Commissioners' Rulings	107	130	21.5%	173	33.1%	151	-12.7%	202	33.8%
Other	333	314	-5.7%	433	37.9%	342	-21.0%	345	0.9%
Total Mandated	817	781	-4.4%	1,025	31.2%	875	-14.6%	986	12.7%

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

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

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

The Court of Appeals
 Court Activity, All Divisions, Criminal Appeals, 1995-1999

	1995	1996	% Chg2	1997	% Chg2	1998	% Chg2	1999	% Chg2
FILINGS									
New Filings	1,843	1,748	-5.2%	1,721	-1.5%	1,816	5.5%	1,566	-13.8%
Transfers	2	5	. %	3	. %	6	. %	1	. %
Total Filings	1,845	1,753	-5.0%	1,724	-1.7%	1,822	5.7%	1,567	-14.0%
DISPOSITIONS									
Opinions Published	194	147	-24.2%	176	19.7%	138	-21.6%	223	61.6%
Opinions Unpublished	790	822	4.1%	1,188	44.5%	839	-29.4%	1,022	21.8%
Opinions	984	969	-1.5%	1,364	40.8%	977	-28.4%	1,245	27.4%
Motion on the Merits	439	390	-11.2%	439	12.6%	337	-23.2%	307	-8.9%
Other Rulings	164	154	-6.1%	202	31.2%	171	-15.3%	126	-26.3%
Commissioners' Rulings	603	544	-9.8%	641	17.8%	508	-20.7%	433	-14.8%
Dismissed	222	208	-6.3%	237	13.9%	209	-11.8%	212	1.4%
Transferred/Certified ¹	9	3	. %	2	. %	2	. %	1	. %
Review Not Accepted	1	6	. %	3	. %	2	. %	3	. %
Other Terminations	2	3	. %	5	. %	7	. %	3	. %
Total Disposed	1,821	1,733	-4.8%	2,252	29.9%	1,705	-24.3%	1,897	11.3%
PENDING AT YEAR END									
Case Stayed	50	55	10.0%	19	. %	17	. %	54	. %
Brief Not Filed	1,143	1,106	-3.2%	950	-14.1%	1,004	5.7%	768	-23.5%
Appellant Brief Filed	457	419	-8.3%	407	-2.9%	397	-2.5%	323	-18.6%
Respondent Brief Filed	613	605	-1.3%	624	3.1%	677	8.5%	666	-1.6%
Remanded to Trial Court	2	9	. %	12	. %	9	. %	12	. %
Set for Motion on the Merits	103	124	20.4%	20	. %	42	. %	94	123.8%
Ruling Referred to Panel	130	202	55.4%	42	-79.2%	27	. %	7	. %
Set for Oral Argument	160	187	16.9%	133	-28.9%	88	-33.8%	70	-20.5%
Total Awaiting Hearing	2,658	2,707	1.8%	2,207	-18.5%	2,261	2.4%	1,994	-11.8%
Opinion/Order in Process	166	126	-24.1%	90	-28.6%	168	86.7%	81	-51.8%
Total Pending Decision	2,824	2,833	0.3%	2,297	-18.9%	2,429	5.7%	2,075	-14.6%
MANDATED									
Opinions	925	960	3.8%	1,276	32.9%	1,045	-18.1%	1,150	10.0%
Commissioners' Rulings	571	581	1.8%	615	5.9%	559	-9.1%	451	-19.3%
Other	243	207	-14.8%	259	25.1%	215	-17.0%	221	2.8%
Total Mandated	1,739	1,748	0.5%	2,150	23.0%	1,819	-15.4%	1,822	0.2%

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

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

The Court of Appeals
 Court Activity, All Divisions, Civil Appeals, 1995-1999

	1995	1996	% Chg2	1997	% Chg2	1998	% Chg2	1999	% Chg2
FILINGS									
New Filings	1,318	1,345	2.0%	1,429	6.2%	1,504	5.2%	1,368	-9.0%
Transfers	37	30	-18.9%	23	. %	46	. %	29	. %
Total Filings	1,355	1,375	1.5%	1,452	5.6%	1,550	6.7%	1,397	-9.9%
DISPOSITIONS									
Opinions Published	225	228	1.3%	287	25.9%	231	-19.5%	293	26.8%
Opinions Unpublished	424	475	12.0%	585	23.2%	448	-23.4%	573	27.9%
Opinions	649	703	8.3%	872	24.0%	679	-22.1%	866	27.5%
Motion on the Merits	125	136	8.8%	153	12.5%	165	7.8%	132	-20.0%
Other Rulings	0	1	. %	2	. %	29	. %	17	. %
Commissioners' Rulings	125	137	9.6%	155	13.1%	194	25.2%	149	-23.2%
Dismissed	496	487	-1.8%	557	14.4%	563	1.1%	535	-5.0%
Transferred/Certified ¹	20	13	. %	11	. %	12	. %	6	. %
Review Not Accepted	15	79	. %	14	. %	14	. %	21	. %
Other Terminations	6	5	. %	6	. %	3	. %	10	. %
Total Disposed	1,311	1,424	8.6%	1,615	13.4%	1,465	-9.3%	1,587	8.3%
PENDING AT YEAR END									
Case Stayed	43	36	-16.3%	29	. %	28	. %	39	. %
Brief Not Filed	691	670	-3.0%	693	3.4%	730	5.3%	602	-17.5%
Appellant Brief Filed	198	173	-12.6%	174	0.6%	180	3.4%	180	0.0%
Respondent Brief Filed	414	340	-17.9%	366	7.6%	264	-27.9%	302	14.4%
Remanded to Trial Court	0	15	. %	14	. %	3	. %	1	. %
Set for Motion on the Merits	49	34	-30.6%	6	. %	6	. %	20	. %
Ruling Referred to Panel	17	35	. %	17	. %	9	. %	4	. %
Set for Oral Argument	227	246	8.4%	134	-45.5%	153	14.2%	92	-39.9%
Total Awaiting Hearing	1,639	1,549	-5.5%	1,433	-7.5%	1,373	-4.2%	1,240	-9.7%
Opinion/Order in Process	109	162	48.6%	118	-27.2%	250	111.9%	168	-32.8%
Total Pending Decision	1,748	1,711	-2.1%	1,551	-9.4%	1,623	4.6%	1,408	-13.2%
MANDATED									
Opinions	614	647	5.4%	814	25.8%	708	-13.0%	831	17.4%
Commissioners' Rulings	112	132	17.9%	135	2.3%	196	45.2%	158	-19.4%
Other	523	529	1.1%	628	18.7%	603	-4.0%	563	-6.6%
Total Mandated	1,249	1,308	4.7%	1,577	20.6%	1,507	-4.4%	1,552	3.0%

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

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

The Court of Appeals
 Court Activity, All Divisions, Total Appeals, 1995-1999

	1995	1996	% Chg2	1997	% Chg2	1998	% Chg2	1999	% Chg2
FILINGS									
New Filings	3,161	3,093	-2.2%	3,150	1.8%	3,320	5.4%	2,934	-11.6%
Transfers	39	35	-10.3%	26	. %	52	. %	30	-42.3%
Total Filings	3,200	3,128	-2.3%	3,176	1.5%	3,372	6.2%	2,964	-12.1%
DISPOSITIONS									
Opinions Published	419	375	-10.5%	463	23.5%	369	-20.3%	516	39.8%
Opinions Unpublished	1,214	1,297	6.8%	1,773	36.7%	1,287	-27.4%	1,595	23.9%
Opinions	1,633	1,672	2.4%	2,236	33.7%	1,656	-25.9%	2,111	27.5%
Motion on the Merits	564	526	-6.7%	592	12.5%	502	-15.2%	439	-12.5%
Other Rulings	164	155	-5.5%	204	31.6%	200	-2.0%	143	-28.5%
Commissioners' Rulings	728	681	-6.5%	796	16.9%	702	-11.8%	582	-17.1%
Dismissed	718	695	-3.2%	794	14.2%	772	-2.8%	747	-3.2%
Transferred/Certified ¹	29	16	. %	13	. %	14	. %	7	. %
Review Not Accepted	16	85	. %	17	. %	16	. %	24	. %
Other Terminations	8	8	. %	11	. %	10	. %	13	. %
Total Disposed	3,132	3,157	0.8%	3,867	22.5%	3,170	-18.0%	3,484	9.9%
PENDING AT YEAR END									
Case Stayed	93	91	-2.2%	48	-47.3%	45	-6.3%	93	106.7%
Brief Not Filed	1,834	1,776	-3.2%	1,643	-7.5%	1,734	5.5%	1,370	-21.0%
Appellant Brief Filed	655	592	-9.6%	581	-1.9%	577	-0.7%	503	-12.8%
Respondent Brief Filed	1,027	945	-8.0%	990	4.8%	941	-4.9%	968	2.9%
Remanded to Trial Court	2	24	. %	26	. %	12	. %	13	. %
Set for Motion on the Merits	152	158	3.9%	26	. %	48	. %	114	137.5%
Ruling Referred to Panel	147	237	61.2%	59	-75.1%	36	-39.0%	11	. %
Set For Oral Argument	387	433	11.9%	267	-38.3%	241	-9.7%	162	-32.8%
Total Awaiting Hearing	4,297	4,256	-1.0%	3,640	-14.5%	3,634	-0.2%	3,234	-11.0%
Opinion/Order in Process	275	288	4.7%	208	-27.8%	418	101.0%	249	-40.4%
Total Pending Decision	4,572	4,544	-0.6%	3,848	-15.3%	4,052	5.3%	3,483	-14.0%
MANDATED									
Opinions	1,539	1,607	4.4%	2,090	30.1%	1,753	-16.1%	1,981	13.0%
Commissioners' Rulings	683	713	4.4%	750	5.2%	755	0.7%	609	-19.3%
Other	766	736	-3.9%	887	20.5%	818	-7.8%	784	-4.2%
Total Mandated	2,988	3,056	2.3%	3,727	22.0%	3,326	-10.8%	3,374	1.4%

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

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

The Court of Appeals
 Court Activity, All Divisions, Personal Restraint Petitions, 1995-1999

	1995	1996	% Chg2	1997	% Chg2	1998	% Chg2	1999	% Chg2
FILINGS									
New Filings	421	510	21.1%	415	-18.6%	575	38.6%	588	2.3%
Transfers	44	38	-13.6%	30	-21.1%	28	. %	61	. %
Total Filings	465	548	17.8%	445	-18.8%	603	35.5%	649	7.6%
DISPOSITIONS									
Opinions Published	15	7	. %	10	. %	12	. %	6	. %
Opinions Unpublished	27	38	. %	53	39.5%	24	. %	38	. %
Opinions	42	45	7.1%	63	40.0%	36	-42.9%	44	22.2%
Motion on the Merits	4	1	. %	4	. %	1	. %	2	. %
Other Rulings	1	0	. %	2	. %	1	. %	1	. %
Commissioners' Rulings	5	1	. %	6	. %	2	. %	3	. %
Dismissed	355	509	43.4%	410	-19.4%	470	14.6%	541	15.1%
Transferred/Certified ¹	6	3	. %	2	. %	3	. %	0	. %
Review Not Accepted	0	0	. %	0	. %	0	. %	0	. %
Other Terminations	4	7	. %	4	. %	4	. %	7	. %
Total Disposed	412	565	37.1%	485	-14.2%	515	6.2%	595	15.5%
PENDING AT YEAR END									
Case Stayed	34	10	. %	4	. %	9	. %	20	. %
Brief Not Filed	181	179	-1.1%	162	-9.5%	244	50.6%	284	16.4%
Appellant Brief Filed	0	3	. %	0	. %	0	. %	1	. %
Respondent Brief Filed	0	1	. %	1	. %	1	. %	0	. %
Remanded to Trial Court	0	0	. %	1	. %	2	. %	0	. %
Set for Motion on the Merits	2	2	. %	0	. %	0	. %	1	. %
Ruling Referred to Panel	3	10	. %	2	. %	2	. %	0	. %
Set for Oral Argument	8	6	. %	6	. %	5	. %	2	. %
Total Awaiting Hearing	228	211	-7.5%	176	-16.6%	263	49.4%	308	17.1%
Opinion/Order in Process	13	13	. %	6	. %	12	. %	7	. %
Total Pending Decision	241	224	-7.1%	182	-18.8%	275	51.1%	315	14.5%
MANDATED									
Opinions	46	40	-13.0%	49	22.5%	46	-6.1%	46	0.0%
Commissioners' Rulings	3	4	. %	5	. %	3	. %	4	. %
Other	365	430	17.8%	468	8.8%	438	-6.4%	450	2.7%
Total Mandated	414	474	14.5%	522	10.1%	487	-6.7%	500	2.7%

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

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

The Court of Appeals
 Court Activity, All Divisions, Notices of Discretionary Review, 1995-1999

	1995	1996	% Chg2	1997	% Chg2	1998	% Chg2	1999	% Chg2
FILINGS									
New Filings	453	492	8.6%	429	-12.8%	442	3.0%	349	-21.0%
Transfers	2	15	. %	2	. %	3	. %	1	. %
Total Filings	455	507	11.4%	431	-15.0%	445	3.2%	350	-21.3%
DISPOSITIONS									
Opinions Published	19	34	. %	37	8.8%	30	-18.9%	37	23.3%
Opinions Unpublished	23	33	. %	45	36.4%	35	-22.2%	39	11.4%
Opinions	42	67	59.5%	82	22.4%	65	-20.7%	76	16.9%
Motion on the Merits	2	2	. %	0	. %	0	. %	5	. %
Other Rulings	0	3	. %	0	. %	0	. %	0	. %
Commissioners' Rulings	2	5	. %	0	. %	0	. %	5	. %
Dismissed	41	58	41.5%	80	37.9%	103	28.8%	75	-27.2%
Transferred/Certified ¹	5	19	. %	4	. %	2	. %	0	. %
Review Not Accepted	251	265	5.6%	288	8.7%	261	-9.4%	214	-18.0%
Other Terminations	42	47	11.9%	45	-4.3%	33	-26.7%	16	. %
Total Disposed	383	461	20.4%	499	8.2%	464	-7.0%	386	-16.8%
PENDING AT YEAR END									
Case Stayed	10	18	. %	11	. %	8	. %	5	. %
Brief Not Filed	176	202	14.8%	151	-25.2%	132	-12.6%	125	-5.3%
Appellant Brief Filed	10	19	. %	11	. %	17	. %	4	. %
Respondent Brief Filed	28	23	. %	26	. %	13	. %	16	. %
Remanded to Trial Court	0	0	. %	0	. %	1	. %	0	. %
Set for Motion on the Merits	2	0	. %	0	. %	1	. %	0	. %
Ruling Referred to Panel	7	3	. %	0	. %	5	. %	2	. %
Set for Oral Argument	8	15	. %	19	. %	7	. %	5	. %
Total Awaiting Hearing	241	280	16.2%	218	-22.1%	184	-15.6%	157	-14.7%
Opinion/Order in Process	8	12	. %	10	. %	20	. %	10	. %
Total Pending Decision	249	292	17.3%	228	-21.9%	204	-10.5%	167	-18.1%
MANDATED									
Opinions	32	55	71.9%	74	34.5%	76	2.7%	68	-10.5%
Commissioners' Rulings	1	6	. %	0	. %	0	. %	5	. %
Other	350	353	0.9%	412	16.7%	380	-7.8%	345	-9.2%
Total Mandated	383	414	8.1%	486	17.4%	456	-6.2%	418	-8.3%

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

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

The Court of Appeals
Days Between Events for Criminal Appeals -- 75th Percentile¹, 1995-1999

	1995	1996	% Chg	1997	% Chg	1998	% Chg	1999	% Chg
DIVISION I									
Filing - Comp. of Record	.	.	.%	.	.%	149	.%	156	4.7%
Filing - Stmt. of Arrgmts.	.	.	.%	.	.%	53	.%	54	1.9%
Stmt. of Arrgmts. - Comp. of Record	.	.	.%	.	.%	97	.%	101	4.1%
Comp. of Record - App. Brief	.	.	.%	.	.%	88	.%	90	2.3%
App. Brief - Ready	.	.	.%	.	.%	133	.%	139	4.5%
Ready - Opinion	.	.	.%	.	.%	266	.%	259	-2.6%
Filing - Opinion, Div. I2	.	.	.%	.	.%	644	.%	632	-1.9%
DIVISION II									
Filing - Comp. of Record	.	.	.%	.	.%	140	.%	139	-0.7%
Filing - Stmt. of Arrgmts.	.	.	.%	.	.%	67	.%	60	-10.4%
Stmt. of Arrgmts. - Comp. of Record	.	.	.%	.	.%	86	.%	88	2.3%
Comp. of Record - App. Brief	.	.	.%	.	.%	165	.%	322	94.8%
App. Brief - Ready	.	.	.%	.	.%	148	.%	154	4.1%
Ready - Opinion	.	.	.%	.	.%	403	.%	282	-30.0%
Filing - Opinion, Div. II2	.	.	.%	.	.%	690	.%	694	0.7%
DIVISION III									
Filing - Comp. of Record	.	.	.%	.	.%	127	.%	137	7.9%
Filing - Stmt. of Arrgmts.	.	.	.%	.	.%	56	.%	53	-6.3%
Stmt. of Arrgmts. - Comp. of Record	.	.	.%	.	.%	79	.%	94	19.0%
Comp. of Record - App. Brief	.	.	.%	.	.%	97	.%	98	1.0%
App. Brief - Ready	.	.	.%	.	.%	170	.%	172	1.2%
Ready - Opinion	.	.	.%	.	.%	300	.%	269	-10.3%
Filing - Opinion, Div. III2	.	.	.%	.	.%	732	.%	703	-4.0%
COURT OF APPEALS, TOTAL									
Filing - Comp. of Record	.	.	.%	.	.%	141	.%	145	2.8%
Filing - Stmt. of Arrgmts.	.	.	.%	.	.%	57	.%	55	-3.5%
Stmt. of Arrgmts. - Comp. of Record	.	.	.%	.	.%	88	.%	97	10.2%
Comp. of Record - App. Brief	.	.	.%	.	.%	114	.%	138	21.1%
App. Brief - Ready	.	.	.%	.	.%	142	.%	153	7.7%
Ready - Opinion	.	.	.%	.	.%	308	.%	270	-12.3%
Filing - Opinion, Court of Appeals2	.	.	.%	.	.%	683	.%	668	-2.2%

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

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

The Court of Appeals
Days Between Events for Civil Appeals -- 75th Percentile¹, 1995-1999

	1995	1996	% Chg	1997	% Chg	1998	% Chg	1999	% Chg
DIVISION I									
Filing - Comp. of Record	.	.	. %	.	. %	136	. %	118	-13.6%
Filing - Stmt. of Arrgmts.	.	.	. %	.	. %	67	. %	67	0.0%
Stmt. of Arrgmts. - Comp. of Record	.	.	. %	.	. %	86	. %	88	1.7%
Comp. of Record - App. Brief	.	.	. %	.	. %	88	. %	97	10.2%
App. Brief - Ready	.	.	. %	.	. %	86	. %	78	-9.3%
Ready - Opinion	.	.	. %	.	. %	377	. %	351	-7.0%
Filing - Opinion, Div. I2	.	.	. %	.	. %	644	. %	592	-8.1%
DIVISION II									
Filing - Comp. of Record	.	.	. %	.	. %	121	. %	123	1.7%
Filing - Stmt. of Arrgmts.	.	.	. %	.	. %	68	. %	73	7.4%
Stmt. of Arrgmts. - Comp. of Record	.	.	. %	.	. %	75	. %	75	0.0%
Comp. of Record - App. Brief	.	.	. %	.	. %	203	. %	250	23.2%
App. Brief - Ready	.	.	. %	.	. %	68	. %	115	69.1%
Ready - Opinion	.	.	. %	.	. %	466	. %	331	-29.0%
Filing - Opinion, Div. II2	.	.	. %	.	. %	687	. %	605	-11.9%
DIVISION III									
Filing - Comp. of Record	.	.	. %	.	. %	128	. %	124	-3.1%
Filing - Stmt. of Arrgmts.	.	.	. %	.	. %	75	. %	75	0.0%
Stmt. of Arrgmts. - Comp. of Record	.	.	. %	.	. %	80	. %	77	-3.8%
Comp. of Record - App. Brief	.	.	. %	.	. %	83	. %	83	0.0%
App. Brief - Ready	.	.	. %	.	. %	83	. %	83	0.0%
Ready - Opinion	.	.	. %	.	. %	292	. %	293	0.3%
Filing - Opinion, Div. III2	.	.	. %	.	. %	542	. %	571	5.4%
COURT OF APPEALS, TOTAL									
Filing - Comp. of Record	.	.	. %	.	. %	127	. %	122	-3.9%
Filing - Stmt. of Arrgmts.	.	.	. %	.	. %	68	. %	70	2.9%
Stmt. of Arrgmts. - Comp. of Record	.	.	. %	.	. %	78	. %	80	1.9%
Comp. of Record - App. Brief	.	.	. %	.	. %	133	. %	169	27.1%
App. Brief - Ready	.	.	. %	.	. %	83	. %	80	-3.6%
Ready - Opinion	.	.	. %	.	. %	396	. %	325	-17.9%
Filing - Opinion, Court of Appeals2	.	.	. %	.	. %	645	. %	591	-8.4%

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

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

The Court of Appeals
Days Between Events for Total Appeals -- 75th Percentile¹, 1995-1999

	1995	1996	% Chg	1997	% Chg	1998	% Chg	1999	% Chg
DIVISION I									
Filing - Comp. of Record	.	.	. %	.	. %	148	. %	142	-3.7%
Filing - Stmt. of Arrgmts.	.	.	. %	.	. %	59	. %	59	0.0%
Stmt. of Arrgmts. - Comp. of Record	.	.	. %	.	. %	95	. %	99	4.2%
Comp. of Record - App. Brief	.	.	. %	.	. %	88	. %	92	4.5%
App. Brief - Ready	.	.	. %	.	. %	114	. %	111	-2.2%
Ready - Opinion	.	.	. %	.	. %	337	. %	299	-11.3%
Filing - Opinion, Div. I2	.	.	. %	.	. %	644	. %	615	-4.5%
DIVISION II									
Filing - Comp. of Record	.	.	. %	.	. %	134	. %	133	-0.7%
Filing - Stmt. of Arrgmts.	.	.	. %	.	. %	68	. %	64	-5.9%
Stmt. of Arrgmts. - Comp. of Record	.	.	. %	.	. %	83	. %	83	0.0%
Comp. of Record - App. Brief	.	.	. %	.	. %	189	. %	293	54.8%
App. Brief - Ready	.	.	. %	.	. %	128	. %	152	18.8%
Ready - Opinion	.	.	. %	.	. %	449	. %	302	-32.7%
Filing - Opinion, Div. II2	.	.	. %	.	. %	688	. %	652	-5.2%
DIVISION III									
Filing - Comp. of Record	.	.	. %	.	. %	128	. %	133	3.9%
Filing - Stmt. of Arrgmts.	.	.	. %	.	. %	60	. %	58	-3.3%
Stmt. of Arrgmts. - Comp. of Record	.	.	. %	.	. %	79	. %	88	11.4%
Comp. of Record - App. Brief	.	.	. %	.	. %	92	. %	97	5.4%
App. Brief - Ready	.	.	. %	.	. %	137	. %	147	7.3%
Ready - Opinion	.	.	. %	.	. %	295	. %	281	-4.7%
Filing - Opinion, Div. III2	.	.	. %	.	. %	658	. %	640	-2.7%
COURT OF APPEALS, TOTAL									
Filing - Comp. of Record	.	.	. %	.	. %	138	. %	138	0.0%
Filing - Stmt. of Arrgmts.	.	.	. %	.	. %	62	. %	61	-1.6%
Stmt. of Arrgmts. - Comp. of Record	.	.	. %	.	. %	85	. %	91	7.1%
Comp. of Record - App. Brief	.	.	. %	.	. %	120	. %	157	30.8%
App. Brief - Ready	.	.	. %	.	. %	121	. %	126	4.1%
Ready - Opinion	.	.	. %	.	. %	357	. %	295	-17.4%
Filing - Opinion, Court of Appeals2	.	.	. %	.	. %	663	. %	633	-4.5%

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

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