

STATISTICS ON WISCONSIN SUPREME COURT DECISIONS, 2019-2020

Four-to-Three Decisions

4-3 (and 3-2) Alignments

Justices	Total	Case Names
Roggensack, Ziegler, R.G. Bradley, Kelly	4	<i>City of Cedarburg v. Hansen; State v. Schultz; Lang v. Lions Club of Cudahy; Wisconsin Legislature v. Palm</i>
Roggensack, Ziegler, Kelly, Hagedorn	3	<i>State v. Pope; Wren v. Richardson; State v. Donavinn D. Coffee</i>
A.W. Bradley, Kelly, Dallet, Hagedorn	1	<i>Piper v. Jones Dairy Farm</i>
A.W. Bradley, Ziegler, Kelly, Dallet	1	<i>Winnebago County v. C.S.</i>
A.W. Bradley, Roggensack, Ziegler, Dallet	1	<i>Miller v. Carroll</i>
Roggensack, Ziegler, Kelly (3-2)	1	<i>State v. Mose B. Coffee</i>

Membership in the Majority

Justice	Votes
A.W. Bradley	3
Roggensack	9
Ziegler	10
R.G. Bradley	4
Kelly	10
Dallet	3
Hagedorn	4

Majority Opinions Authored

Justice	Opinions
A.W. Bradley	0
Roggensack	4
Ziegler	3
R.G. Bradley	1
Kelly	0
Dallet	2
Hagedorn	1
Total	11

Decisions by Vote Split¹

7-0 (or 6-0, 5-0)	6-1 (or 5-1, 4-1)	5-2 (or 4-2)	4-3 (or 3-2)
18/43 (42%)	6/43 (14%)	8/43 (19%)	11/43 (26%)
<i>State v. Roy S. Anderson</i>	<i>Emer's Camper Corral, LLC v. Western Heritage Insurance Company</i>	<i>State v. Autumn Marie Love Lopez</i>	<i>State v. Robert James Pope, Jr.</i>
<i>Lamar Central Outdoor, LLC v. Division of Hearings & Appeals</i>	<i>Roger Choinsky v. Germantown School District Board of Education (5-1)</i>	<i>State v. Stephan I. Roberson</i>	<i>Joshua M. Wren v. Reed Richardson</i>
<i>Veritas Steel, LLC v. Lunda Construction Company</i>	<i>David Skindzelewski v. Joseph Smith, Jr. (5-1)</i>	<i>Marathon County v. D. K.</i>	<i>State v. Donavinn D. Coffee</i>
<i>State v. Carrie E. Counihan</i>	<i>Chris Hinrichs v. DOW Chemical Company (4-1)</i>	<i>Langlade County v. D. J. W.</i>	<i>City of Cedarburg v. Ries B. Hansen</i>
<i>State v. Charles L. Neill, IV</i>	<i>Joan C. Pulkkila v. James M. Pulkkila (4-1)</i>	<i>State v. Ryan M. Muth</i>	<i>State v. Alexander M. Schultz</i>
<i>Town of Wilson v. City of Sheboygan</i>	<i>State v. Courtney C. Brown (4-1)</i>	<i>WSBU v. Joel Brennan</i>	<i>Antoinette Lang v. Lions Club of Cudahy Wisconsin, Inc.</i>
<i>DSG Evergreen Family Limited Partnership v. Town of Perry</i>		<i>State v. Matthew C. Hinkle (4-2)</i>	<i>Steven J. Piper v. Jones Dairy Farm</i>
<i>State v. Richard H. Harrison, Jr.</i>		<i>Kathleen Papa v. DHS (4-2)</i>	<i>Winnebago County v. C.S.</i>
<i>London Scott Barney v. Julie Mickelson, MD</i>			<i>Wisconsin Legislature v. Andrea Palm</i>
<i>Milton Eugene Warren v. Michael Meisner</i>			<i>Timothy W. Miller v. Angela L. Carroll</i>
<i>Quick Charge Kiosk LLC v. Josh Kaul</i>			<i>State v. Mose B. Coffee (3-2)</i>
<i>State v. Alfonso Lorenzo Brooks</i>			
<i>Town of Delafield v. Central Transport Kriewaldt</i>			
<i>State v. Timothy E. Dobbs</i>			
<i>Richard A. Mueller v. TL90108, LLC (6-0)</i>			
<i>State v. Dennis Brantner (6-0)</i>			
<i>Jose M. Correa v. Woodman's Food Market (6-0)</i>			
<i>State v. David Gutierrez (5-0)</i>			

¹ As a result of rounding, the percentages do not add up to 100. Occasionally a decision finds a justice concurring in part and dissenting in part. For this table, and those prepared for other years, each such vote has been categorized as either a dissent or a concurrence according to the following guidelines. If a justice's opinion dissented from the result on one or more issues, it was classified as a dissent. If the opinion concurred with the result on all issues but disputed the majority's reasoning on one or more issues, it was classified as a concurrence. *Service Employees International Union (SEIU), Local 1 v. Robin Vos* and *Nancy Bartlett v. Tony Evers* defy ready categorization and are omitted from this table.

Frequency in the Majority

These charts display how frequently each justice voted in the majority in decisions filed during the 2019-20 term. The first chart includes all cases in which a justice voted, while the second chart includes only cases decided by split votes.²

All Cases

Justice	Majority Votes Cast	Total Votes Cast	Percent in Majority
A.W. Bradley	27	38	71%
Roggensack	39	43	91%
Ziegler	42	43	98%
R.G. Bradley	31	43	72%
Kelly	37	42	88%
Dallet	27	41	66%
Hagedorn	27	34	79%

Non-Unanimous Decisions

Justice	Majority Votes Cast	Total Votes Cast	Percent in Majority
A.W. Bradley	11	22	50%
Roggensack	21	25	84%
Ziegler	24	25	96%
R.G. Bradley	13	25	52%
Kelly	19	24	79%
Dallet	10	24	42%
Hagedorn	11	18	61%

² *Service Employees International Union (SEIU), Local 1 v. Robin Vos* and *Nancy Bartlett v. Tony Evers* defy ready categorization and are omitted from these tables.

Opinions Authored

This chart indicates how many majority (or lead) opinions a justice authored in cases decided by each of the four possible majority vote totals.

Opinion Author	7-0 (or 6-0, 5-0)	6-1 (or 5-1, 4-1)	5-2 (or 4-2)	4-3 (or 3-2)
A.W. Bradley	3	2	1	0
Roggensack	1	0	2	4
Ziegler	0	0	3	3
R.G. Bradley	1	3	1	1
Kelly	5	1	0	0
Dallet	5	0	0	2
Hagedorn	3	0	1	1

I have included in the second table the separate opinions written in *Service Employees International Union (SEIU), Local 1 v. Robin Vos* and *Nancy Bartlett v. Tony Evers*.

Service Employees also contains two opinion, *both* listed as “majority opinions” (one by Justice Kelly and the other by Justice Hagedorn), which I have not included in the first table.

The chart below shows how many concurring and dissenting opinions each justice authored.

Opinion Author	Concurring Opinions	Dissenting Opinions
A.W. Bradley	1	5
Roggensack	3	4
Ziegler	2	1
R.G. Bradley	8	7
Kelly	7	4
Dallet	3	9
Hagedorn	5	8

WISCONSIN SUPREME COURT DECISIONS, 2019-2020
Agreement Among Pairs of Justices

The following tables show the percentage of cases in which every possible pair of justices found themselves on the same side in a decision—either both in the majority or both dissenting. The first table covers all 43 cases; the second table narrows its focus to cases in which decisions were not unanimous.³ When reading the first table, for instance, one finds that Justices Roggensack and Dallet voted together in 56% of the cases, while the figure for Justices Kelly and Hagedorn was 82%.

Agreement Among Pairs of Justices—All Cases

	Roggensack	Ziegler	R. Bradley	Kelly	Dallet	Hagedorn
A. Bradley	23/38=61%	26/38=68%	22/38=58%	21/37=57%	36/36=100%	23/32=72%
	Roggensack	40/43=93%	33/43=77%	33/42=79%	23/41=56%	25/34=74%
		Ziegler	32/43=74%	36/42=86%	26/41=63%	26/34=76%
			R. Bradley	32/42=76%	24/41=59%	23/34=68%
				Kelly	21/40=53%	28/34=82%
					Dallet	23/33=70%
						Hagedorn

Agreement Among Pairs of Justices—Non-Unanimous Cases

	Roggensack	Ziegler	R. Bradley	Kelly	Dallet	Hagedorn
A. Bradley	7/22=32%	10/22=45%	6/22=27%	5/21=24%	21/21=100%	8/17=47%
	Roggensack	22/25=88%	15/25=60%	15/24=63%	6/24=25%	9/18=50%
		Ziegler	14/25=56%	18/24=75%	9/24=38%	10/18=56%
			R. Bradley	14/24=58%	7/24=29%	7/18=39%
				Kelly	4/23=17%	12/18=67%
					Dallet	8/18=44%
						Hagedorn

³ *Service Employees International Union (SEIU), Local 1 v. Robin Vos* and *Nancy Bartlett v. Tony Evers* defy ready categorization and are omitted from these tables.

Days Between Oral Argument and Opinion Filing

This table shows the average number of days between oral argument and the filing of majority (or lead) opinions authored by each of the justices. Given that a variety of factors could influence the length of time between oral argument and the filing of an opinion in a particular case—including the time taken by other justices to write concurring or dissenting opinions—averages for individual justices should be compared over an extended period.⁴

	Number of Majority/Lead Opinions Authored	Ave. No. of Days From Oral Argument to Opinion Filing
A.W. Bradley	6	117
Roggensack	7	96
Ziegler	6	89
R.G. Bradley	6	128
Kelly	6	120
Dallet	7	125
Hagedorn	4	83

⁴ *Service Employees International Union (SEIU), Local 1 v. Robin Vos* and *Nancy Bartlett v. Tony Evers* defy ready categorization and are omitted from this table. *Town of Delafield v. Central Transport Kriewaldt* is also omitted because it did not include oral argument.

Number of Oral Arguments Presented

The following table displays firms and agencies that participated in at least two oral arguments during the 2019-20 term.⁵

Firms and Agencies	Number of Oral Arguments
Husch Blackwell	2
Mishlove & Stuckert	2
Pines Bach	2
State Attorney General's Office	27
State Public Defender's Office	13
Troutman Sanders	2

⁵ The table includes oral arguments presented in *Service Employees International Union (SEIU), Local 1 v. Robin Vos* and *Nancy Bartlett v. Tony Evers*.