

STATISTICS ON WISCONSIN SUPREME COURT DECISIONS, 1972-1973

Four-to-Three Decisions

4-3 Alignments

Justices	Total	Case Names
Wilkie, Hallows, Heffernan, Beilfuss	1	<i>State ex rel. White v. Gray</i>
Beilfuss, C. Hansen, Hanley, R. Hansen	1	<i>Willis v. State</i>
Wilkie, Hallows, Heffernan, C. Hansen	2	<i>State v. Pires; Celmer v. Quarberg</i>
Wilkie, Heffernan, Beilfuss, Hanley	1	<i>Simanco v. Wis. Dep't of Revenue</i>
Hallows, C. Hansen, Hanley, R. Hansen	1	<i>State v. Elson</i>

4-3 Membership in the Majority

Justice	Votes
Wilkie	4
Hallows	4
Heffernan	4
Beilfuss	3
C. Hansen	4
Hanley	3
R. Hansen	2

4-3 Majority Opinions Authored

	Opinions
Wilkie	1
Hallows	0
Heffernan	1
Beilfuss	0
C. Hansen	2
Hanley	1
R. Hansen	1
Total	6

Decisions by Vote Split¹

7-0 (or 6-0)	6-1	5-2	4-3
324/339 (96%)	5/339 (1%)	4/339 (1%)	6/339 (2%)
<i>State v. Gerard</i>	<i>State ex rel. Lewis v. Lutheran Social Services</i>	<i>State ex rel. Garner v. Gray</i>	<i>State ex rel. White v. Gray</i>
<i>Pachowitz v. Milwaukee & Suburban Transport Corp.</i>	<i>McMorris v. State</i>	<i>Fritschler v. Fritschler</i>	<i>State v. Pires</i>
<i>Shier v. Freedman</i>	<i>Peterson v. Roloff</i>	<i>Gould v. Allstar Ins. Co.</i>	<i>Simanco, Inc. v. Wis. Dep't of Revenue</i>
<i>McPhee v. American Motorists Ins. Co.</i>	<i>Phillips v. Department of Industry, Labor & Human Relations</i>	<i>Gottschalk Bros., Inc. v. Wausau</i>	<i>Celmer v. Quarberg</i>
<i>Olsen v. Moore</i>	<i>Pacyna v. Board of Education</i>		<i>State v. Elson</i>
<i>State v. Harper</i>			<i>Willis v. State</i>
<i>Vic Hansen & Sons, Inc. v. Crowley</i>			
<i>State ex rel. Hammermill Paper Co. v. La Plante</i>			
<i>Just v. Marinette County</i>			
<i>Thoreson v. Milwaukee & Suburban Transport Co.</i>			
<i>Air Products & Chemicals, Inc. v. Fairbanks Morse, Inc.</i>			
<i>Chrysler Corp. v. Adamatic, Inc.</i>			
<i>Hunker v. Royal Indem. Co.</i>			
<i>Howes v. Hansen</i>			
<i>Franklin v. Badger Ford Truck Sales, Inc.</i>			
<i>State ex rel. Warren v. Nusbaum</i>			
<i>State ex rel. Farrell v. Stovall</i>			
<i>Valiga v. National Food Co.</i>			
<i>State ex rel. Garner v. Gray</i>			
<i>Wold v. State</i>			
<i>Turtenwald v. Aetna Casualty & Surety Co.</i>			
<i>Holmes v. State</i>			
<i>Continental Bank & Trust Co. v. Akwa</i>			
<i>Rusecki v. State</i>			
<i>Ball v. State</i>			
<i>Krenz v. Medical Protective Co.</i>			
<i>Olston v. Hallock</i>			
<i>State v. Simmons</i>			
<i>Brown v. State</i>			
<i>Stockwell v. State</i>			

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¹ In few instances, a justice authored a separate opinion that concurred in part and dissented in part. For this and other tables, 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.

<i>D'Angelo v. Cornell Paperboard Products Co.</i>			
<i>American Mut. Liability Ins. Co. v. Fisher</i>			
<i>Whanger v. American Family Mut. Ins. Co.</i>			
<i>Browndale Internationl, Ltd. v. Board of Adjustment</i>			
<i>McCrossen v. Nekoosa-Edwards Paper Co.</i>			
<i>Candler v. Hardware Dealers Mut. Ins. Co.</i>			
<i>Henderson v. State Farm Mut. Auto. Ins. Co.</i>			
<i>Carey v. Rathman</i>			
<i>In re Mueller Travel Agency, Inc.</i>			
<i>State ex rel. Skelly Oil Co. v. Common Council, Delafield</i>			
<i>Peter M. Chalik & Associates v. Hermes</i>			
<i>State v. Simpson</i>			
<i>Power Transmission Equipment Corp. v. Beloit Corp.</i>			
<i>Edelbeck v. Theresa</i>			
<i>Pontow v. State</i>			
<i>Mercy Medical Center, Inc. v. Winnebago County</i>			
<i>State v. Driver</i>			
<i>State ex rel. Matalik v. Schubert</i>			
<i>Zimmermann v. Brennan</i>			
<i>Hein v. Torgeson</i>			
<i>State v. Beaty</i>			
<i>Trogun v. Fruchtman</i>			
<i>Krause v. Krause</i>			
<i>In re Guardianship of Marak</i>			
<i>Weiss v. Holman</i>			
<i>State v. Monsoor</i>			
<i>Baldwin v. State</i>			
<i>Liberty Trucking Co. v. Department of Industry, Labor & Human Relations</i>			
<i>State v. Bruesewitz</i>			
<i>State v. Chabonian</i>			
<i>Tucker v. State</i>			
<i>West Bend Mut. Ins. Co. v. Christensen</i>			
<i>Littmann v. Littmann</i>			
<i>Lueptow v. Guptill</i>			
<i>Ponsford v. Crute</i>			
<i>Caraway v. Leathers</i>			
<i>Eisenberg v. Department of Indus., Labor & Human Rels.</i>			
<i>Joint School Dist. v. State</i>			
<i>Meke v. Nicol</i>			
<i>Sawejka v. Morgan</i>			
<i>State ex rel. Pedersen v. Blessinger</i>			

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<i>Hoffmann v. Wausau Concrete Co.</i>			
<i>Moran v. Shern</i>			
<i>Rodgers v. Menomonee Falls</i>			
<i>Myers v. State</i>			
<i>Geitner v. State</i>			
<i>Cobb v. Milwaukee County</i>			
<i>Libke v. State</i>			
<i>Lyons v. Lake Geneva</i>			
<i>State v. Williamson</i>			
<i>Nelson v. State</i>			
<i>Anderson v. Green Bay Hockey, Inc.</i>			
<i>Kwosek v. State</i>			
<i>New Berlin v. Stein</i>			
<i>Brown v. State</i>			
<i>Kramer v. Hayward</i>			
<i>Pension Management, Inc. v. Du Rose</i>			
<i>State v. Balistrieri</i>			
<i>Gabriel v. Gabriel</i>			
<i>Poole v. State</i>			
<i>Redepenning v. Dore</i>			
<i>Schara v. Thiede</i>			
<i>State v. Wind</i>			
<i>Vandervest v. Kauffman Pizza, Inc.</i>			
<i>State v. Elkinton</i>			
<i>Peterson v. Johnson</i>			
<i>Brown v. Wisconsin Natural Gas Co.</i>			
<i>In re Trust of Parsons</i>			
<i>Redlin v. Union Mut. Life Ins. Co.</i>			
<i>Finsland v. Phillips Petroleum Co.</i>			
<i>Richman v. Security Sav. & Loan Ass'n</i>			
<i>State Farm Mut. Auto. Ins. Co. v. Schara</i>			
<i>Buckner v. State</i>			
<i>Jorgenson v. Northern States Power Co.</i>			
<i>Rozga v. State</i>			
<i>Weber v. State</i>			
<i>Limpert v. Smith</i>			
<i>Nixon v. Farmers Ins. Exchange</i>			
<i>Olson v. St. Croix Valley Memorial Hospital, Inc.</i>			
<i>Jones v. State</i>			
<i>Noland v. Mutual of Omaha Ins. Co.</i>			
<i>State ex rel. Poole v. Menomonee Falls</i>			
<i>Smith v. National Indem. Co.</i>			
<i>Whitmore v. State</i>			
<i>Lindsay Bros., Inc. v. Milwaukee Cold Storage Co.</i>			

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<i>Padilla v. Bydalek</i>			
<i>Buchen v. Wisconsin Tobacco Co.</i>			
<i>Grube v. Moths</i>			
<i>E. v. E.</i>			
<i>Gelhaar v. State</i>			
<i>State v. Wallace</i>			
<i>Gerlach v. Thiem</i>			
<i>State v. Fuller</i>			
<i>State ex rel. Klinger v. Baird</i>			
<i>Kobelinski v. Milwaukee & Suburban Transport Corp.</i>			
<i>State v. Foellmi</i>			
<i>State ex rel. B'Nai B'Rith Foundation v. Walworth County Board of Adjustment</i>			
<i>Milwaukee v. Cohen</i>			
<i>Adams v. State</i>			
<i>State ex rel. Messner v. Milwaukee County Civil Service Com.</i>			
<i>Goembel v. Goembel</i>			
<i>Ray v. Ray</i>			
<i>Simmott v. Porter</i>			
<i>Wills v. Regan</i>			
<i>Behning v. Star Fireworks Mfg. Co.</i>			
<i>Green Bay Metropolitan Sewerage Dist. v. Vocational, Technical & Adult Education</i>			
<i>Citizens Bank of Sheboygan v. Rose</i>			
<i>Exchange Corp. of Wisconsin v. Kuntz</i>			
<i>In re Trust of Bowler</i>			
<i>Jahnke v. Smith</i>			
<i>Medved v. Baird</i>			
<i>Smith v. St. Paul Fire & Marine Ins. Co.</i>			
<i>State v. Mando Enterprises, Inc.</i>			
<i>State v. Waldman</i>			
<i>Wilson v. State</i>			
<i>Zeis v. Fruehauf Corp.</i>			
<i>Howard v. State Farm Mut. Auto. Ins. Co.</i>			
<i>Chart v. Dvorak</i>			
<i>Clafin v. State, Dep't of Natural Resources</i>			
<i>Estate of Kohls v. Brah</i>			
<i>Freye v. Freye</i>			
<i>In re Fortwin Trust</i>			
<i>Northern States Power Co. v. Hunter Board of Supervisors</i>			
<i>Soehle v. State</i>			
<i>State ex rel. White v. Gray</i>			
<i>State v. Stewart</i>			

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<i>Transamerica Financial Corp. v. Wisconsin Dep't of Revenue</i>			
<i>Waite v. State</i>			
<i>Zemaitis v. Burlington Mills, Inc.</i>			
<i>Skrupky v. Hartford Fire Ins. Co.</i>			
<i>Sorenson v. National Life Ins. Co.</i>			
<i>Bailey v. Sturm</i>			
<i>Berger v. Metropolitan Sewerage Com.</i>			
<i>Capt. Soma Boat Line, Inc. v. Wisconsin Dells</i>			
<i>Continental Nat'l Ins. Co. v. Carriers Ins. Co.</i>			
<i>Daly v. Natural Resources Board</i>			
<i>Gauger v. Ludwig</i>			
<i>Gipson Lumber Co. v. Schickling</i>			
<i>Hertz Corp. v. Red Rooster Cheese Co.</i>			
<i>Kind v. Vilas County</i>			
<i>Kubnick v. Bohne</i>			
<i>Leibl v. St. Mary's Hospital</i>			
<i>Milwaukee v. Leschke</i>			
<i>Pittman v. Lieffring</i>			
<i>Waukesha v. Waukesha</i>			
<i>Werner Transp. Co. v. Barts</i>			
<i>Wuorinen v. State Farm Mut. Auto. Ins. Co.</i>			
<i>Beduhn v. Kolar</i>			
<i>Black River Dairy Products, Inc. v. Dep't of Industry, Labor & Human Relations</i>			
<i>Bowden v. State</i>			
<i>Gregory v. Selle</i>			
<i>In re Estate of Gotthart</i>			
<i>Kinzer v. Bidwill</i>			
<i>Martin v. State</i>			
<i>Mid-Plains Tel., Inc. v. Public Service Com.</i>			
<i>Spencer v. Dep't of Industry, Labor & Human Relations</i>			
<i>State ex rel. Commissioners of Public Lands v. Anderson</i>			
<i>State ex rel. Lincoln Fireproof Warehouse Co. v. Board of Review</i>			
<i>State v. Hoffman</i>			
<i>State v. Shaw</i>			
<i>Vara v. State</i>			
<i>Allen-Bradley Co. v. Department of Industry, Labor & Human Relations</i>			
<i>Becker v. Becker</i>			
<i>Bembinster v. State Dep't of Transp., Div. of Highways</i>			
<i>Bruner v. Wisconsin Dep't of Revenue</i>			

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<i>Duveneck v. Western Casualty & Surety Co.</i>			
<i>In re Estate of Farber</i>			
<i>In re Estate of Naulin</i>			
<i>Jung v. State</i>			
<i>Madsen v. Holmes</i>			
<i>Stueck v. Le Duc</i>			
<i>Trepte v. Wis. Dep't of Revenue</i>			
<i>Watkins v. State</i>			
<i>Wisconsin Electric Power Co. v. Department of Revenue</i>			
<i>Jones v. State</i>			
<i>Schleisner v. State</i>			
<i>Shipman v. Kenosha Unified School Dist.</i>			
<i>State ex rel. Arteaga v. Silverman</i>			
<i>State v. Gould</i>			
<i>West Federal Sav. & Loan Asso. v. Interstate Invest., Inc.</i>			
<i>Wicker v. Hadler</i>			
<i>Gallagher v. Scherneck</i>			
<i>Hamilton v. Department of Industry, Labor & Human Relations</i>			
<i>Kenosha v. Unified School Dist.</i>			
<i>Salem v. County of Kenosha</i>			
<i>Wilson v. State</i>			
<i>Draeger v. John Lubotsky Motor Sales, Inc.</i>			
<i>Huntoon v. Capozza</i>			
<i>In re Estate of Becker</i>			
<i>State v. Dudrey</i>			
<i>Wozniak v. United Electrical Radio & Machine Workers</i>			
<i>Fontana--On--Geneva Lake v. Hoag</i>			
<i>Lewis v. State</i>			
<i>Mastercraft Paper Products, Inc. v. Consolidated Freightways</i>			
<i>Teamsters Union v. County of Waukesha</i>			
<i>Tomow v. Menominee Enterprises, Inc.</i>			
<i>Butler v. Dep't of Industry, Labor & Human Relations</i>			
<i>Gies v. Nissen Corp.</i>			
<i>Joplin v. John Hancock Mut. Life Ins. Co.</i>			
<i>McLoone Metal Graphics, Inc. v. Robers Dredge, Inc.</i>			
<i>Milbauer v. Transport Employes' Mut. Ben. Soc.</i>			
<i>Peabody Seating Co. v. Jim Cullen, Inc.</i>			
<i>Peninsular Carpets, Inc. v. Bradley Homes, Inc.</i>			
<i>Taylor v. State</i>			

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<i>Wisconsin Southern Gas Co. v. Public Service Com.</i>			
<i>Caledonia v. Public Service Com.</i>			
<i>Casper v. McDowell</i>			
<i>Day v. State</i>			
<i>Larson v. State Appeal Board</i>			
<i>Nelson v. Milwaukee, Dep't of Police</i>			
<i>Pitrowski v. Taylor</i>			
<i>Richards v. Richards</i>			
<i>State v. Paegelow</i>			
<i>Tate v. State</i>			
<i>Area Bd. of Vocational, Technical & Adult Educ. Dist. v. Saltz</i>			
<i>Dittner v. Spencer</i>			
<i>In re Estate of Schmalz</i>			
<i>Keske v. Square D Co.</i>			
<i>Lueck v. Janesville</i>			
<i>Westphal v. Cantwell-Peterson Clinic</i>			
<i>Alaimo v. Schwanz</i>			
<i>Di Miceli v. Klieger</i>			
<i>Lampada v. State Sand & Gravel Co.</i>			
<i>State ex rel. Manitowoc v. Police Pension Board</i>			
<i>Theune v. Sheboygan</i>			
<i>Estate of Rogovin v. Wisconsin Dep't of Revenue</i>			
<i>Moynihan Associates, Inc. v. Hanisch</i>			
<i>Sutter v. Department of Natural Resources</i>			
<i>Racine County Nat'l Bank v. Aetna Casualty & Surety Co.</i>			
<i>Mutual Federal S & L Ass'n v. Wisconsin Wire Works (6-0)</i>			
<i>Rose v. Schantz (6-0)</i>			
<i>Bigley v. Brandau (6-0)</i>			
<i>Pasch v. Wisconsin Dep't of Revenue (6-0)</i>			
<i>Richards v. Board of Education (6-0)</i>			
<i>Leroux v. State (6-0)</i>			
<i>In re Reynolds (per curiam, 7-0)</i>			
<i>State ex rel. Park Plaza Shopping Center, Inc. v. O'Malley (per curiam, 7-0)</i>			
<i>Staver v. State (per curiam, 7-0)</i>			
<i>Chequamegon Tel. Cooperative, Inc. v. Department of Industry, Labor & Human Relations (per curiam, 7-0)</i>			
<i>Hastreiter v. Karau Bldg., Inc. (per curiam, 7-0)</i>			

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<i>Kania v. Chicago & N. R. Co. (per curiam, 7-0)</i>			
<i>Fite v. State (per curiam, 7-0)</i>			
<i>State ex rel. Morrow v. Lewis (per curiam, 7-0)</i>			
<i>State ex rel. Hildebrand v. Kegu (per curiam, 7-0)</i>			
<i>Adelman Laundry & Cleaners, Inc. v. Factory Ins. Ass'n (per curiam, 7-0)</i>			
<i>Gratzek v. Real Estate Examining Bd. (per curiam, 7-0)</i>			
<i>In re Estate of Fassbinder (per curiam, 7-0)</i>			
<i>Meyer v. Wisconsin Electric Power Co. (per curiam, 7-0)</i>			
<i>In re Estate of Zillmer (per curiam, 7-0)</i>			
<i>Kasprzak v. State Farm Mut. Auto. Ins. Co. (per curiam, 7-0)</i>			
<i>Reynolds v. Taylor (per curiam, 7-0)</i>			
<i>Van Brakel v. Moeller (per curiam, 7-0)</i>			
<i>A. I. C. Financial Corp. v. Walter E. Heller & Co. (per curiam, 7-0)</i>			
<i>Anderson v. Anderson (per curiam, 7-0)</i>			
<i>Schutt v. Schmid (per curiam, 7-0)</i>			
<i>State v. Lonergan (per curiam, 7-0)</i>			
<i>Clemons v. P. & J. Contracting Co. (per curiam, 7-0)</i>			
<i>Riemer v. Crayton (per curiam, 7-0)</i>			
<i>Weinandt v. Appleton (per curiam, 7-0)</i>			
<i>Preston v. State (per curiam, 7-0)</i>			
<i>Glens Falls Ins. Co. v. Concrete Research, Inc. (per curiam, 7-0)</i>			
<i>Poteete v. State (per curiam, 7-0)</i>			
<i>Gossen v. Milwaukee & Suburban Transport Corp. (per curiam, 7-0)</i>			
<i>State ex rel. Johnson v. Hershman (per curiam, 7-0)</i>			
<i>State v. Gray (per curiam, 7-0)</i>			
<i>State v. Scholwin (per curiam, 7-0)</i>			
<i>In re Estate of Keen (per curiam, 7-0)</i>			
<i>State v. Terry (per curiam, 7-0)</i>			
<i>Weir v. State (per curiam, 7-0)</i>			
<i>Wickham v. Department of Revenue (per curiam, 7-0)</i>			
<i>Wunrow v. State (per curiam, 7-0)</i>			

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<i>Knotwell v. State (per curiam, 7-0)</i>			
<i>Milwaukee v. Marchese Bros., Inc. (per curiam, 7-0)</i>			
<i>Smith v. Chicago & N. W. R. Co. (per curiam, 7-0)</i>			
<i>Thompson v. Robertson (per curiam, 7-0)</i>			
<i>In re Estate of McMillan (per curiam, 7-0)</i>			
<i>Milwaukee Mut. Ins. Co. v. O'Brien & Brauer Constr., Inc. (per curiam, 7-0)</i>			
<i>Randall v. Geoffrey (per curiam, 7-0)</i>			
<i>State v. Melby (per curiam, 7-0)</i>			
<i>State v. Stewart (per curiam, 7-0)</i>			
<i>Wiltrout v. State (per curiam, 7-0)</i>			
<i>Alper v. Hersh (per curiam, 7-0)</i>			
<i>Harmon v. State (per curiam, 7-0)</i>			
<i>Keeler v. Falk Corp. (per curiam, 7-0)</i>			
<i>Miller v. State (per curiam, 7-0)</i>			
<i>State v. LaFave (per curiam, 7-0)</i>			
<i>Stewart v. State (per curiam, 7-0)</i>			
<i>Hadden v. State (per curiam, 7-0)</i>			
<i>Kemen Sausage, Inc. v. General Casualty Co. (per curiam, 7-0)</i>			
<i>Porter v. State (per curiam, 7-0)</i>			
<i>Schiltz v. Kupper (per curiam, 7-0)</i>			
<i>State v. Hahn (per curiam, 7-0)</i>			
<i>Walsh v. Krok's, Inc. (per curiam, 7-0)</i>			
<i>Rice v. Zurich Ins. Co. (per curiam, 6-0)</i>			

Frequency in the Majority

These tables display how frequently each justice voted in the majority in decisions filed during the 1972-73 term. The first table includes all cases in which a justice voted (out of the total of 339 cases specified above), while the second table includes only cases decided by split votes.

All Cases

Justice	Majority Votes Cast	Total Votes Cast	Percent in Majority
Wilkie	335	339	99%
Hallows	335	339	99%
Heffernan	335	338	99%
Beilfuss	331	334	99%
C. Hansen	337	339	99%
Hanley	334	339	99%
R. Hansen	328	338	97%

Non-Unanimous Decisions

Justice	Majority Votes Cast	Total Votes Cast	Percent in Majority
Wilkie	11	15	73%
Hallows	11	15	73%
Heffernan	12	15	80%
Beilfuss	12	15	80%
C. Hansen	13	15	87%
Hanley	10	15	67%
R. Hansen	5	15	33%

Opinions Authored

The first table indicates how many majority opinions a justice authored in cases decided by each of the four possible majority vote totals. The second table shows how many concurrences and dissents each justice wrote.²

Opinion Author	7-0 (or 6-0)	6-1	5-2	4-3
Wilkie	41	2	1	1
Hallows	38	2	1	0
Heffernan	37	0	1	1
Beilfuss	35	0	0	0
C. Hansen	37	1	0	2
Hanley	38	0	0	1
R. Hansen	38	0	1	1

Opinion Author	Concurring Opinions	Dissenting Opinions
Wilkie	4	1
Hallows	3	4
Heffernan	1	2
Beilfuss	0	0
C. Hansen	2	1
Hanley	0	0
R. Hansen	3	8

² *Per curiam* decisions are not included.

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. (Of course, the table does not include *per curiam* decisions and the cases that were submitted on briefs.)

	Number of Majority/Lead Opinions Authored in Cases that Included Oral Argument	Ave. No. of Days From Oral Argument to Opinion Filing
Wilkie	37	40
Hallows	26	36
Heffernan	31	36
Beilfuss	30	35
C. Hansen	32	35
Hanley	32	31
R. Hansen	30	34