

STATISTICS ON WISCONSIN SUPREME COURT DECISIONS, 1967-68

Four-to-Three Decisions

4-3 Alignments

Justices	Total	Case Names
Beilfuss, C. Hansen, Hanley, R. Hansen	1	<i>State v. Mathis</i>

4-3 Membership in the Majority

Justice	Votes
Wilkie	0
Hallows	0
Heffernan	0
Beilfuss	1
C. Hansen	1
Hanley	1
R. Hansen	1
Currie	0

4-3 Majority Opinions Authored

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

Decisions by Vote Split¹

7-0 (or 6-0)	6-1	5-2 (or 4-2)	4-3
253/274 (92%)	13/274 (5%)	7/274 (3%)	1/274 (0.4%)
<i>State v. Pratt</i>	<i>State ex rel. La Follette v. Reuter</i>	<i>Capocasa v. First Nat'l Bank</i>	<i>State v. Mathis</i>
<i>State v. Lamping</i>	<i>Crull v. Preferred Risk Mut. Ins. Co.</i>	<i>La Fond v. State</i>	
<i>Harms v. State</i>	<i>Insurance Co. of North America v. Kriek Furriers, Inc.</i>	<i>Family Finance Corp. v. Sniadach</i>	
<i>State v. Clarke</i>	<i>Milwaukee v. Eisenberg</i>	<i>Olson v. Hardware Dealers Mut. Fire Ins. Co.</i>	
<i>Cresci v. State</i>	<i>State v. La Fernier</i>	<i>Conklin v. Horner</i>	
<i>Martinson v. Brooks Equipment Leasing, Inc.</i>	<i>Industrial Credit Co. v. Dienger</i>	<i>State v. Leonard</i>	
<i>Herchelroth v. Mahar</i>	<i>Burke v. Poeschl Bros., Inc.</i>	<i>State ex rel. Plutshack v. State Dep't of Health & Social Services (4-2)</i>	
<i>In re Trust of Wehr</i>	<i>Johnson v. Chemical Supply Co.</i>		
<i>Miller v. Illinois Cent. R.R.</i>	<i>State ex rel. Koopman v. County Court</i>		
<i>Bach v. Liberty Mut. Fire Ins. Co.</i>	<i>Cossette v. Lepp</i>		
<i>Bavarian Soccer Club, Inc. v. Pierson</i>	<i>Engineers & Scientists of Milwaukee, Inc. v. Milwaukee</i>		
<i>Bishop v. Johnson</i>	<i>Kiefer v. Fred Howe Motors, Inc.</i>		
<i>Dupuis v. General Casualty Co.</i>	<i>Robertson Transp. Co. v. Public Service Com.</i>		
<i>Strong v. State</i>			
<i>Gustin v. Johannes</i>			
<i>Mecha v. Mecha</i>			
<i>Quick v. 1960 American Legion</i>			
<i>Braun v. Industrial Comm.</i>			
<i>Estfred Corp. v. Freeman</i>			
<i>Payne v. State</i>			
<i>Styczinski v. Styczinski</i>			
<i>Olsen v. Milwaukee Waste Paper Co.</i>			
<i>State ex rel. Klabacka v. Charles</i>			
<i>State ex rel. Freeman Printing Co. v. Luebke</i>			

(continued on following page)

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>Bradley v. State</i>			
<i>State v. Christopherson</i>			
<i>State ex rel. Pflanz v. County Court for Dane County</i>			
<i>Attoe v. State Farm Mut. Auto. Ins. Co.</i>			
<i>Beckon v. Emery</i>			
<i>Doern v. Crawford</i>			
<i>Freitag v. Montello</i>			
<i>In re Estate of Stoeber</i>			
<i>Anderson v. Anderson</i>			
<i>Burke v. National Farmers Union Property & Casualty Co.</i>			
<i>Forrer v. Sears, Roebuck & Co.</i>			
<i>Boeck v. State Highway Com.</i>			
<i>Uecke v. Wisconsin Dep't of Taxation</i>			
<i>Selective Ins. Co. v. Michigan Mut. Liability Ins. Co.</i>			
<i>Grosshans v. Rueping</i>			
<i>State v. McCarter</i>			
<i>State v. Smith</i>			
<i>Neese v. State Medical Soc.</i>			
<i>Rock County Sav. & Trust Co. v. Yost's, Inc.</i>			
<i>Dahl v. St. Paul Fire & Marine Ins. Co.</i>			
<i>Schauf v. Badger State Mut. Casualty Co.</i>			
<i>West Allis v. Rainey</i>			
<i>Jensen v. State</i>			
<i>Gename v. Benson</i>			
<i>Price v. State</i>			
<i>Algrem v. Nowlan</i>			
<i>McKinley v. State</i>			
<i>Jones v. State</i>			
<i>Tully v. Fred Olson Motor Service Co.</i>			
<i>Hack v. State Farm Mut. Auto. Ins. Co.</i>			
<i>Gage v. Seal</i>			
<i>Hales Corners Sav. & Loan Asso. v. Kohlmetz</i>			
<i>Kreklow v. Miller</i>			
<i>Garstka v. Russo</i>			
<i>Puls v. St. Vincent Hospital</i>			
<i>Southard v. Occidental Life Ins. Co.</i>			
<i>Savina v. Milwaukee Gas Light Co.</i>			
<i>Niesen v. State</i>			
<i>Graf v. Bloechl</i>			
<i>State ex rel. La Follette v. Circuit Court of Brown County</i>			
<i>Kluck v. State</i>			
<i>State v. Rice</i>			
<i>Wipfli v. Bever</i>			
<i>Littleton v. Langlois</i>			
<i>Ruby v. Ohio Casualty Ins. Co.</i>			

(continued on following page)

<i>Peters v. Peters Auto Sales, Inc.</i>			
<i>White v. Benkowski</i>			
<i>Johnson v. Johnson</i>			
<i>Briggs v. Electric Auto-Lite Co.</i>			
<i>Blanchard v. Terpstra</i>			
<i>Chapman v. Keefe</i>			
<i>Burmeister v. Schultz</i>			
<i>Hale v. Lee's Clothiers & Jewelers, Inc.</i>			
<i>Beneficial Finance Co. v. Lee</i>			
<i>Nichols v. United States Fidelity & Guaranty Co.</i>			
<i>Krueger v. Winters</i>			
<i>Danow v. United States Fidelity & Guaranty Co.</i>			
<i>Kamrowski v. State</i>			
<i>Stamberger v. Matthaideess</i>			
<i>Spheeris v. Spheeris</i>			
<i>Joint School Dist. v. Wisconsin Employment Relations Board</i>			
<i>Heider v. Common Council of Wauwatosa</i>			
<i>Dippel v. Sciano</i>			
<i>Salerno v. John Oster Mfg. Co.</i>			
<i>Diener v. Heritage Mut. Ins. Co.</i>			
<i>Williams v. Milwaukee & Suburban Transport Corp.</i>			
<i>Murphy v. Industrial Com.</i>			
<i>A C Storage Co. v. Madison Moving & Wrecking Corp.</i>			
<i>Wind Point v. Halverson</i>			
<i>Lilley v. Par-Wis, Inc.</i>			
<i>West Side Bank v. Marine Nat'l Exchange Bank</i>			
<i>American Welding & Engineering Co. v. Luebke</i>			
<i>Frew v. Dupons Constr. Co.</i>			
<i>Schandelmeier v. Brown</i>			
<i>Sprague-Dawley, Inc. v. Moore</i>			
<i>Dutcher v. Phoenix Ins. Co.</i>			
<i>Lisowski v. Chenenoff</i>			
<i>Beloit v. Beloit</i>			
<i>Eberle v. Joint School Dist.</i>			
<i>Bergner v. Industrial Com.</i>			
<i>Kyncl v. Kenosha County</i>			
<i>Ostreng v. Lowrey</i>			
<i>Superior Nursing Homes, Inc. v. Wausau</i>			
<i>Fullerton Lumber Co. v. Korth</i>			
<i>Pruss v. Strube</i>			
<i>Lewellyn v. Department of Indus., Labor & Human Rels.</i>			
<i>Kaczmarek v. State</i>			
<i>Nieman v. American Family Mut. Ins. Co.</i>			
<i>Edwards v. State</i>			
<i>Stroup v. Career Academy, Inc.</i>			
<i>Sikora v. Jursik</i>			
<i>Hollie v. Gilbertson</i>			

(continued on following page)

<i>Allen v. Ross</i>			
<i>Lingott v. Bihlmire</i>			
<i>Zelinger v. State Sand & Gravel Co.</i>			
<i>Brenne v. Department of Industry, Labor & Human Relations</i>			
<i>Bottomley v. Bottomley</i>			
<i>In re Hospitalization of Treglown</i>			
<i>Johnson v. McDermott</i>			
<i>Hunter v. Kuether</i>			
<i>State v. Rice</i>			
<i>Burton v. State Appeal Bd.</i>			
<i>Cornwell v. Rohrer</i>			
<i>Milwaukee County v. Schmidt</i>			
<i>De Salvo v. Howell Plaza, Inc.</i>			
<i>Green v. State</i>			
<i>Marquette Sav. & Loan Ass'n v. Twin Lakes</i>			
<i>Olbert v. Ede</i>			
<i>WXIX, Inc. v. Scott Heating & Air Conditioning Co.</i>			
<i>In re Estate of Shega</i>			
<i>Village of Prentice v. Department of Indus., Labor & Human Rels.</i>			
<i>State ex rel. Beck v. Duffy</i>			
<i>Di Dio v. Board of Trustees</i>			
<i>State v. Fleming</i>			
<i>Fitzgerald v. Meissner & Hicks, Inc.</i>			
<i>McKinnon v. Benedict</i>			
<i>Niesen v. Niesen</i>			
<i>Strong v. Milwaukee</i>			
<i>D'Amato v. Freeman Printing Co.</i>			
<i>Grede Foundries, Inc. v. Price Erecting Co.</i>			
<i>State ex rel. Ruffalo v. Common Council of Kenosha</i>			
<i>ABC Outdoor Advertising, Inc. v. Dolhun's Marine, Inc.</i>			
<i>Bash v. Employers Mut. Liability Ins. Co.</i>			
<i>Korf v. Korf</i>			
<i>McDonald v. Chicago, M., S. P. & P. R. Co.</i>			
<i>Schroedel Corp. v. State Highway Com.</i>			
<i>Anderson v. Nelson</i>			
<i>Marolla v. American Family Mut. Ins. Co.</i>			
<i>Racine County v. Plourde</i>			
<i>Mutual Federal Sav. & Loan Assn. v. Savings & Loan Advisory Committee</i>			
<i>Van Sluys v. Department of Industry, Labor & Human Relations</i>			
<i>Debelak Bros., Inc. v. Mille</i>			
<i>Dunn v. Pertzsch Constr. Co.</i>			

(continued on following page)

<i>Zimmerman v. Wisconsin Electric Power Co.</i>			
<i>Schneider v. Mistele</i>			
<i>Hayes v. State</i>			
<i>Westgate Hotel, Inc. v. Krumbiegel</i>			
<i>Wisconsin Fertilizer Ass'n v. Karns</i>			
<i>Lemmen v. Servais</i>			
<i>Bank of Commerce v. Paine, Webber, Jackson & Curtis</i>			
<i>Faltersack v. Vanden Boogaard</i>			
<i>Forseth v. Sweet</i>			
<i>Vieau v. State</i>			
<i>Brown v. Wolke</i>			
<i>Edeler v. O'Brien</i>			
<i>Beduhn v. Kolar</i>			
<i>In re Estate of Reynolds</i>			
<i>Henden v. Passow</i>			
<i>In re Guardianship of Bose</i>			
<i>Loomans v. Milwaukee Mut. Ins. Co.</i>			
<i>Erdmann v. Frazin</i>			
<i>Wisneski v. Heritage Mut. Ins. Co.</i>			
<i>Vasquez v. Department of Indus., Labor & Human Rels.</i>			
<i>Walter Kassuba, Inc. v. Bauch</i>			
<i>Tews Lime & Cement Co. v. Department of Industry, Labor & Human Relations</i>			
<i>Baker v. Bracker</i>			
<i>I F C Collateral Corp. v. Layton Park Bldg. & Loan Asso.</i>			
<i>Bolen v. Bolen</i>			
<i>State ex rel. Schultier v. Roraff</i>			
<i>Shearer v. Dunn County Farmers Mut. Ins. Co.</i>			
<i>Holley v. Department of Industry, Labor & Human Relations</i>			
<i>Luckett v. Cowser</i>			
<i>Racine v. Morgan</i>			
<i>Berlinski v. Telisky</i>			
<i>Majerus v. Milwaukee County</i>			
<i>Cushman v. Racine</i>			
<i>In re Estate of Gehl</i>			
<i>Schultz v. Mueller</i>			
<i>Johnson v. State</i>			
<i>State v. Summit Fidelity & Surety Co.</i>			
<i>State v. Willing</i>			
<i>Colburn v. Ozaukee County</i>			
<i>Herczeg v. Karns</i>			
<i>Skornia v. Highway Pavers, Inc.</i>			
<i>State v. Voshart</i>			
<i>Leatherman v. Garza</i>			
<i>West Allis v. County of Milwaukee</i>			
<i>Halldin v. Peterson</i>			

(continued on following page)

<i>Burke v. Milwaukee & Suburban Transport Corp.</i>			
<i>State ex rel. Wisconsin Real Estate Brokers' Bd.</i>			
<i>Moonen v. Moonen</i>			
<i>Urhammer v. Olson</i>			
<i>In re Adam's Rib, Inc.</i>			
<i>Neider v. Spoehr</i>			
<i>Hailey v. Zacharias</i>			
<i>Zillmer v. State</i>			
<i>In re Trust Estate of Martin</i>			
<i>Lehmann v. State</i>			
<i>Saunders v. National Dairy Products Corp.-Kraft Foods Div.</i>			
<i>Sipple v. Zimmerman</i>			
<i>State v. Watkins</i>			
<i>Renner v. State</i>			
<i>Crowder v. Milwaukee & Suburban Transport Corp.</i>			
<i>State v. Midell</i>			
<i>Krueger v. State</i>			
<i>Altieri v. Bremer</i>			
<i>Jicha v. Karns</i>			
<i>Ryan, Inc. v. Department of Indus., Labor & Human Rels.</i>			
<i>State v. Hutnik</i>			
<i>In re Estate of Zeller</i>			
<i>Kreyer v. Driscoll</i>			
<i>Stacy v. Ashland County Dep't of Public Welfare</i>			
<i>Babler v. Roelli</i>			
<i>Neu's Supply Line v. Department of Taxation</i>			
<i>Escher v. Department of Indus., Labor & Human Rels.</i>			
<i>Cook v. Strolle</i>			
<i>Manitowoc Portland Cement Co. v. Schuette</i>			
<i>Curry v. State (6-0)</i>			
<i>Kaslo v. Hahn (6-0)</i>			
<i>Local 248 UAW v. Natzke (6-0)</i>			
<i>Revels v. Industrial Com. (6-0)</i>			
<i>Sun Prairie v. Public Service Com. (6-0)</i>			
<i>State ex rel. State Bar of Wisconsin v. Bonded Collections, Inc. (6-0)</i>			
<i>Kelly v. Madison Nat'l Life Ins. Co. (6-0)</i>			
<i>Ramme v. Madison (6-0)</i>			
<i>Wisconsin Town House Builders, Inc. v. Madison (6-0)</i>			
<i>Dardanell v. Department of Industry, Labor & Human Relations (6-0)</i>			
<i>Berg v. De Greef (6-0)</i>			
<i>Helleckson v. Loiselle (6-0)</i>			
<i>Outagamie County v. Smith (6-0)</i>			

(continued on following page)

<i>Jahns v. Milwaukee Mut. Ins. Co.</i> (6-0)			
<i>Larsen v. J. I. Case Co.</i> (6-0)			
<i>Priebe v. Public Service Com.</i> (6-0)			
<i>Schmidt v. Department of Resource Development</i> (6-0)			
<i>Jackowick v. Jackowick</i> (6-0)			
<i>In re Estate of Heller</i> (6-0)			
<i>Kenosha Teachers Union v. Wisconsin Employment Relations Bd.</i> (6-0)			
<i>Nixon v. Nixon</i> (6-0)			
<i>Wahl v. Wahl</i> (6-0)			

Frequency in the Majority

These tables display how frequently each justice voted in the majority in decisions filed during the 1967-68 term. The first table includes all cases in which a justice voted, while the second table includes only cases decided by split votes.

All Cases

Justice	Majority Votes Cast	Total Votes Cast	Percent in Majority
Wilkie	258	263	98%
Hallows	259	273	95%
Heffernan	269	273	99%
Beilfuss	274	274	100%
C. Hansen	271	271	100%
Hanley	272	273	99.6%
R. Hansen	153	158	97%
Currie	109	110	99%

Non-Unanimous Decisions

Justice	Majority Votes Cast	Total Votes Cast	Percent in Majority
Wilkie	16	21	76%
Hallows	7	21	33%
Heffernan	17	21	81%
Beilfuss	21	21	100%
C. Hansen	21	21	100%
Hanley	20	21	95%
R. Hansen	7	12	58%
Currie	7	8	88%

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 (or 4-2)	4-3
Wilkie	35	3	1	0
Hallows	37	2	0	0
Heffernan	35	1	2	0
Beilfuss	38	2	0	0
C. Hansen	35	2	2	0
Hanley	36	2	1	0
R. Hansen	22	1	0	1
Currie	15	0	1	0

Opinion Author	Concurring Opinions	Dissenting Opinions
Wilkie	3	3
Hallows	1	10
Heffernan	0	3
Beilfuss	0	0
C. Hansen	0	0
Hanley	0	0
R. Hansen	0	4
Currie	1	1

² Justices Wilkie and Hallows co-authored a dissent in *State ex rel. Plutshack v. State Dep't of Health & Social Services*, and both are credited in the second table. However, in the handful of cases where a justice dissented without authoring an opinion, he is not credited.

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.

	Number of Majority/Lead Opinions Authored in Cases that Included Oral Argument	Ave. No. of Days From Oral Argument to Opinion Filing
Wilkie	39	30
Hallows	39	30
Heffernan	38	28
Beilfuss	40	29
C. Hansen	39	30
Hanley	39	29
R. Hansen	24	31
Currie	16	27