

STATISTICS ON WISCONSIN SUPREME COURT DECISIONS, 2020-21

Four-to-Three Decisions¹

4-3 Alignments

Justices	Total	Case Names
Roggensack, Ziegler, R.G. Bradley, Hagedorn	9	<i>Democratic National Committee v. Bostelmann</i> ; <i>Mark Jefferson v. Dane County, Wisconsin</i> ; <i>Jere Fabick v. Tony Evers</i> ; <i>Tavern League of Wisconsin, Inc. v. Andrea Palm</i> ; <i>State v. James Timothy Genous</i> ; <i>Kemper Independence Insurance Company v. Ismet Islami</i> ; <i>Eau Claire County Department of Human Services v. S. E.</i> ; <i>Sara Lindsey James v. Janel Heinrich</i> ; <i>State v. George Steven Burch</i>
A.W. Bradley, Dallet, Hagedorn, Karofsky	5	<i>Donald J. Trump v. Joseph R. Biden</i> ; <i>State v. Anthony James Jendusa</i> ; <i>Christus Lutheran Church of Appleton v. Wisconsin Department of Transportation</i> ; <i>Ronald L. Collison v. City of Milwaukee Board of Review</i> ; <i>Southport Commons, LLC v. DOT</i>
A.W. Bradley, Roggensack, Dallet, Karofsky	2	<i>State v. Heather Jan VanBeek</i> ; <i>Kathy Schwab v. Paul Schwab</i>
R.G. Bradley, Dallet, Hagedorn, Karofsky	1	<i>Ted Ritter v. Tony Farrow</i>
A.W. Bradley, R.G. Bradley, Dallet, Hagedorn	1	<i>State v. Alan M. Johnson</i>
Roggensack, Ziegler, R.G. Bradley, Karofsky	1	<i>State v. Anthony M. Schmidt</i>

Membership in the Majority

Justice	Votes
A.W. Bradley	8
Roggensack	12
Ziegler	10
R.G. Bradley	12
Dallet	9
Hagedorn	16
Karofsky	9

Majority Opinions Authored

Justice	Opinions
A.W. Bradley	2
Roggensack	3
Ziegler	1
R.G. Bradley	3
Dallet	2
Hagedorn	6
Karofsky	2
Total	19

¹ I have included *State v. Heather Jan VanBeek* as a 4-3 case, though, as a fractured decision, not all of it gained the support of four justices.

Decisions by Vote Split²

7-0 (or 6-0, 5-0)	6-1 (or 5-1, 4-1)	5-2 (or 4-2)	4-3
17/51 (33%)	6/51 (12%)	9/51 (18%)	19/51 (37%)
<i>State v. Kevin L. Nash</i>	<i>State v. Mitchell L. Christen</i>	<i>State v. Jamie Lane Stephenson</i>	<i>Democratic National Committee v. Bostelmann</i>
<i>State v. George E. Savage</i>	<i>United America, LLC v. Wisconsin Department of Transportation</i>	<i>State v. Leevan Roundtree</i>	<i>Donald J. Trump v. Joseph R. Biden</i>
<i>State v. Angel Mercado</i>	<i>Francis G. Graef v. Continental Indemnity Company</i>	<i>Michael Anderson v. Town of Newbold</i>	<i>Mark Jefferson v. Dane County, Wisconsin</i>
<i>State v. Brian L. Halverson</i>	<i>Gail Moreschi v. Village of Williams Bay and Town of Linn ETZ Zoning Board of Appeals (5-1)</i>	<i>Waupaca County v. K.E.K.</i>	<i>Ted Ritter v. Tony Farrow</i>
<i>State v. Alfonso C. Loayza</i>	<i>Applegate-Bader Farm, LLC v. DOR (5-1)</i>	<i>Timothy Zignego v. Wisconsin Elections Commission</i>	<i>State v. Anthony James Jendusa</i>
<i>State v. Decarlos K. Chambers</i>	<i>David Stroede v. Society Insurance, A Mutual Company (4-1)</i>	<i>State v. Jordan Alexander Lickes</i>	<i>Jere Fabick v. Tony Evers</i>
<i>State v. Mark D. Jensen</i>		<i>St. Augustine School v. Carolyn Stanford Taylor</i>	<i>Christus Lutheran Church of Appleton v. Wisconsin Department of Transportation</i>
<i>Country Visions Cooperative v. Archer-Daniels-Midland Company</i>		<i>Clean Wisconsin, Inc. v. DNR [2016AP001688] (4-2)</i>	<i>Tavern League of Wisconsin, Inc. v. Andrea Palm</i>
<i>State v. Tavodess Matthews</i>		<i>Clean Wisconsin, Inc. v. DNR [2018AP000059] (4-2)</i>	<i>Ronald L. Collison v. City of Milwaukee Board of Review</i>
<i>Southwest Airlines Co. v. State of Wisconsin Department of Revenue</i>			<i>State v. Heather Jan VanBeek</i>
<i>City of Mayville v. DOA</i>			<i>State v. James Timothy Genous</i>
<i>State v. Jacob Richard Beyer</i>			<i>Southport Commons, LLC v. DOT</i>
<i>State v. Dawn M. Prado</i>			<i>Kemper Independence Insurance Company v. Ismet Islami</i>
<i>Cheyne Monroe v. Chad Chase</i>			<i>Eau Claire County Department of Human Services v. S. E.</i>
<i>Village of Slinger v. Polk Properties, LLC (6-0)</i>			<i>Sara Lindsey James v. Janel Heinrich AND WCRIS v. Janel Heinrich AND St. Ambrose Academy, Inc. v. Joseph T. Parisi</i>
<i>State v. Adam W. Vice (6-0)</i>			<i>State v. Alan M. Johnson</i>
<i>Mohns Inc. v. BMO Harris Bank National Association (5-0)</i>			<i>State v. Anthony M. Schmidt</i>
			<i>Kathy Schwab v. Paul Schwab</i>
			<i>State v. George Steven Burch</i>

² 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.

Frequency in the Majority

These charts display how frequently each justice voted in the majority in decisions filed during the 2020-21 term. The first chart includes all cases in which a justice voted, while the second chart includes only cases decided by split votes.

All Cases

Justice	Majority Votes Cast	Total Votes Cast	Percent in Majority
A.W. Bradley	36	49	73%
Roggensack	41	50	82%
Ziegler	38	49	78%
R.G. Bradley	33	51	65%
Dallet	38	51	75%
Hagedorn	40	46	87%
Karofsky	40	51	78%

Non-Unanimous Decisions

Justice	Majority Votes Cast	Total Votes Cast	Percent in Majority
A.W. Bradley	20	33	61%
Roggensack	24	33	73%
Ziegler	22	33	67%
R.G. Bradley	16	34	47%
Dallet	21	34	62%
Hagedorn	25	31	81%
Karofsky	23	34	68%

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
A.W. Bradley	3	0	3	2
Roggensack	3	1	0	3
Ziegler	4	1	1	1
R.G. Bradley	2	0	2	3
Dallet	2	2	1	2
Hagedorn	1	0	1	6
Karofsky	2	2	1	2

The chart below shows how many concurring and dissenting opinions each justice authored.³

Opinion Author	Concurring Opinions	Dissenting Opinions
A.W. Bradley	0	6
Roggensack	4	6
Ziegler	2	5
R.G. Bradley	4	12
Dallet	5	7
Hagedorn	6	4
Karofsky	3	1

³ Justices Dallet and Karofsky are each credited in this table for a jointly-authored concurrence in *Donald J. Trump v. Joseph R. Biden*.

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	Ave. No. of Days From Oral Argument to Opinion Filing
A.W. Bradley	8	109
Roggensack	7	95
Ziegler	7	67
R.G. Bradley	7	121
Dallet	7	109
Hagedorn	7	112
Karofsky	7	145

Number of Oral Arguments Presented

The following table displays firms and agencies that participated in at least two oral arguments during the 2020-21 term.

Firms and Agencies	Number of Oral Arguments
Cramer, Multhauf & Hammes	2
Hurley Burish	2
Husch Blackwell	3
Kasdorf Lewis & Swietlik	2
Municipal Law & Litigation Group	2
Reinhart Boerner Van Deuren	2
Rosen and Holzman	2
State Attorney General's Office	34
State Public Defender's Office	12
Troutman Pepper	2
Von Briesen & Roper	2
Wisconsin Institute for Law & Liberty	4