

STATISTICS ON WISCONSIN SUPREME COURT DECISIONS, 2021-22

Four-to-Three Decisions¹

4-3 Alignments

Justices	Total	Case Names
Roggensack, Ziegler, R.G. Bradley, Hagedorn	12	<i>State v. Joseph G. Green</i> ; <i>Joshua L. Kaul v. Frederick Prehn</i> ; <i>State v. Robert Daris Spencer</i> ; <i>State v. Teresa L. Clark</i> ; <i>Friends of Frame Park, U.A. v. City of Waukesha</i> ; <i>Billie Johnson v. Wisconsin Elections Commission</i> [November 30, 2021]; <i>Andrew Waity v. Devin Lemahieu</i> ; <i>Billie Johnson v. Wisconsin Elections Commission</i> [April 15, 2022]; <i>Friends of the Black River Forest v. DNR</i> ; <i>County of Dane v. PSC of Wisconsin</i> ; <i>State v. C. G.</i> ; <i>Richard Teigen v. Wisconsin Elections Commission</i>
A.W. Bradley, Dallet, Hagedorn, Karofsky	12	<i>Waukesha County v. E.J.W.</i> ; <i>Danelle Duncan v. Asset Recovery Specialists, Inc.</i> ; <i>Friendly Village Nursing and Rehab, LLC v. State of Wisconsin Department of Workforce Development</i> ; <i>Wisconsin Manufacturers and Commerce v. Tony Evers</i> ; <i>Sauk County v. S. A. M.</i> ; <i>Gregory M. Backus v. Waukesha County</i> ; <i>Billie Johnson v. Wisconsin Elections Commission</i> [March 3, 2022]; <i>Nudo Holdings, LLC v. Board of Review for the City of Kenosha</i> ; <i>John Doe 1 v. Madison Metro School District</i> ; <i>State v. Octavia W. Dodson</i> ; <i>Sheboygan County v. M.W.</i> ; <i>Jeffrey Becker v. Dane County</i>
A.W. Bradley, R.G. Bradley, Dallet, Karofsky	2	<i>State v. Scott W. Forrett</i> ; <i>State v. Chrystul D. Kizer</i>
Roggensack, Ziegler, R.G. Bradley, Karofsky	2	<i>State v. X.S.</i> ; <i>Cree, Inc. v. LIRC</i>

Membership in the Majority

Justice	Votes
A.W. Bradley	14
Roggensack	14
Ziegler	14
R.G. Bradley	16
Dallet	14
Hagedorn	24
Karofsky	16

Majority Opinions Authored

Justice	Opinions
A.W. Bradley	2
Roggensack	2
Ziegler	4
R.G. Bradley	5
Dallet	5
Hagedorn	5
Karofsky	5
Total	28

¹ A number of 4-3 decisions were fractured to one degree or another. They are: *Danelle Duncan v. Asset Recovery Specialists, Inc.*; *Friends of Frame Park, U.A. v. City of Waukesha*; *Jeffrey Becker v. Dane County*; *County of Dane v. PSC of Wisconsin*; *State v. C. G.*; *Richard Teigen v. Wisconsin Elections Commission*; *Billie Johnson v. Wisconsin Elections Commission*; *State v. Chrystul D. Kizer*; and *State v. Avan Rondell Nimmer*.

Decisions by Vote Split²

7-0 (or 6-0)	6-1 (or 5-1)	5-2	4-3
17/52 (33%)	3/52 (6%)	4/52 (8%)	28/52 (54%)
<i>City of Waukesha v. City of Waukesha Board of Review</i>	<i>State v. Daniel J. Van Linn</i>	<i>Brown County v. Brown County Taxpayers Association</i>	<i>Waukesha County v. E.J.W.</i>
<i>State v. Theophilous Ruffin</i>	<i>State v. Valiant M. Green</i>	<i>Container Life Cycle Management, LLC v. DNR</i>	<i>Wisconsin Manufacturers and Commerce v. Tony Evers</i>
<i>James Sewell v. Racine Unified School District Board of Canvassers</i>	<i>State v. Donald P. Coughlin (5-1)</i>	<i>State v. Christopher W. Yakich</i>	<i>Friendly Village Nursing and Rehab, LLC v. State of Wisconsin Department of Workforce Development</i>
<i>Estate of Anne Oros v. Divine Savior Healthcare Inc.</i>		<i>Great Lakes Excavating, Inc. v. Dollar Tree Stores, Inc.</i>	<i>Gregory M. Backus v. Waukesha County</i>
<i>State v. Cesar Antonio Lira</i>			<i>Sauk County v. S. A. M.</i>
<i>Elliot Brey v. State Farm Mutual Automobile Insurance Company</i>			<i>Danelle Duncan v. Asset Recovery Specialists, Inc.</i>
<i>State v. Ryan Hugh Mulhern</i>			<i>State v. Joseph G. Green</i>
<i>Colectivo Coffee Roasters, Inc. v. Society Insurance</i>			<i>State v. Robert Daris Spencer</i>
<i>Claudia B. Bauer v. Wisconsin Energy Corporation</i>			<i>Joshua L. Kaul v. Frederick Prehn</i>
<i>Andrea Townsend v. ChartSwap, LLC</i>			<i>John Doe 1 v. Madison Metro School District</i>
<i>State v. Richard Michael Arrington</i>			<i>Nudo Holdings, LLC v. Board of Review for the City of Kenosha</i>
<i>Wisconsin Property Tax Consultants, Inc. v. Wisconsin Department of Revenue</i>			<i>Billie Johnson v. Wisconsin Elections Commission [November 30, 2021]</i>
<i>Daniel Doubek v. Joshua Kaul</i>			<i>Friends of Frame Park, U.A. v. City of Waukesha</i>
<i>State v. Westley D. Whitaker</i>			<i>State v. Teresa L. Clark</i>
<i>Daniel J. Hennessy, Jr. v. Wells Fargo Bank, N.A.</i>			<i>Sheboygan County v. M.W.</i>
<i>State v. Avan Rondell Nimmer</i>			<i>State v. Octavia W. Dodson</i>
<i>Loren Imhoff Homebuilder, Inc. v. Lisa Taylor and Luis Cuevas (6-0)</i>			<i>Jeffrey Becker v. Dane County</i>
			<i>County of Dane v. PSC of Wisconsin</i>
			<i>Friends of the Black River Forest v. DNR</i>
			<i>Billie Johnson v. Wisconsin Elections Commission [March 3, 2022]</i>
			<i>State v. C. G.</i>

(continued on following page)

² As the result of rounding, the percentages do not add up to one hundred. 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.

WISCONSIN SUPREME COURT DECISIONS, 2021-22

		<i>Richard Teigen v. Wisconsin Elections Commission</i>
		<i>Andrew Waity v. Devin Lemahieu</i>
		<i>Billie Johnson v. Wisconsin Elections Commission [April 15, 2022]</i>
		<i>State v. Scott W. Forrett</i>
		<i>State v. X.S.</i>
		<i>State v. Chrystul D. Kizer</i>
		<i>Cree, Inc. v. LIRC</i>

Frequency in the Majority

These charts display how frequently each justice voted in the majority in decisions filed during the 2021-22 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	34	52	65%
Roggensack	38	52	73%
Ziegler	36	52	69%
R.G. Bradley	38	52	73%
Dallet	35	52	67%
Hagedorn	48	52	92%
Karofsky	38	50	76%

Non-Unanimous Decisions

Justice	Majority Votes Cast	Total Votes Cast	Percent in Majority
A.W. Bradley	17	35	49%
Roggensack	21	35	60%
Ziegler	19	35	54%
R.G. Bradley	21	35	60%
Dallet	18	35	51%
Hagedorn	31	35	89%
Karofsky	22	34	65%

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)	6-1 (or 5-1)	5-2	4-3
A.W. Bradley	2	1	2	2
Roggensack	5	0	0	2
Ziegler	3	0	1	4
R.G. Bradley	2	0	1	5
Dallet	1	1	0	5
Hagedorn	2	1	0	5
Karofsky	2	0	0	5

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

Opinion Author	Concurring Opinions	Dissenting Opinions
A.W. Bradley	1	7
Roggensack	3	6
Ziegler	3	5
R.G. Bradley	5	6
Dallet	4	8
Hagedorn	12	2
Karofsky	2	4

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.³

	Number of Majority/Lead Opinions Authored	Ave. No. of Days From Oral Argument to Opinion Filing
A.W. Bradley	7	95
Roggensack	7	121
Ziegler	8	88
R.G. Bradley	7	156
Dallet	7	107
Hagedorn	8	135
Karofsky	7	131

³ *Billie Johnson v. Wisconsin Elections Commission* (decided November 30, 2021) was submitted on briefs and thus not included in this table.

Number of Oral Arguments Presented

The following table displays firms and agencies that participated in at least two oral arguments during the 2021-22 term.

Firms and Agencies	Number of Oral Arguments
Consovoy McCarthy	2
DeWitt	2
Eimer Stahl	3
Foley & Lardner	2
Godfery & Kahn	2
Jenner & Block	2
Municipal Law & Litigation Group	2
O'Neil, Cannon, Hollman, DeJong & Laing	2
Perkins Coie	3
Pines Bach	4
Quarles & Brady	3
Stafford Rosenbaum	4
State Attorney General's Office	28
State Public Defender's Office	13
Troutman Pepper	3
von Briesen & Roper	3
Waukesha County Corporation Counsel's Office	2
Wisconsin Institute for Law & Liberty	6