

Agreement Among Pairs of Justices

The following tables show the percentage of decisions in which every possible pair of justices found themselves on the same side—either both in the majority or both dissenting. The first table covers all decisions; the second table narrows its focus to decisions that were not unanimous. When reading the *second* table, for instance, one finds that Justices Crownhart and Eschweiler voted together in 21% of the decisions, while the figure for Justices Rosenberry and Owen was 79%.<sup>1</sup>

Agreement Between Pairs of Justices—All Decisions

	Rosenberry	Stevens	Owen	Eschweiler	Doerfler	Vinje
Crownhart	367/375=98%	366/374=98%	370/378=98%	355/378=94%	370/377=98%	370/377=98%
	Rosenberry	369/373=99%	370/376=98%	357/376=95%	374/375=99.7%	374/375=99.7%
		Stevens	369/375=98%	354/375=94%	371/374=99%	372/375=99%
			Owen	356/379=94%	373/378=99%	373/378=99%
				Eschweiler	361/378=96%	360/378=95%
					Doerfler	377/377=100%
						Vinje

Agreement Between Pairs of Justices—Non-Unanimous Decisions

	Rosenberry	Stevens	Owen	Eschweiler	Doerfler	Vinje
Crownhart	21/29=72%	21/29=72%	21/29=72%	6/29=21%	21/28=75%	22/29=76%
	Rosenberry	25/29=86%	23/29=79%	10/29=34%	27/28=96%	28/29=97%
		Stevens	23/29=79%	8/29=28%	25/28=89%	26/29=90%
			Owen	6/29=21%	23/28=82%	24/29=83%
				Eschweiler	11/28=39%	11/29=38%
					Doerfler	28/28=100%
						Vinje

<sup>1</sup> As explained in this post’s introduction, it seems unlikely that Justice Vinje actually participated in 378 decisions. However, we can be confident that he did not *dissent* in any of the cases in which he did take part.