

# The Work of the Court of Appeals: a Statistical Miscellany July 1, 1991 through June 30, 1992

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THE WORK OF THE COURT OF APPEALS:  
A STATISTICAL MISCELLANY

July 1, 1991 through  
June 30, 1992\*

- Table I: Procedural Sources of Cases  
 Table II: Opinions of the Court of Special Appeals in the Court of Appeals  
 Table III: Frequency of Separate Opinions  
 Table IV: Primary Subject Matter of Opinions

TABLE I  
PROCEDURAL SOURCES OF CASES

	Number	Percentage
Writ of Certiorari		
To the Court of Special Appeals		
Decided in the Court of Special Appeals		
Reported	51	
Unreported	29	
Total	80	42.8
Expedited to the Court of Appeals	44	23.5
From the Circuit Courts	15	8.0
Direct Appeals from Circuit Courts	8	4.3
Certified Questions		
From Federal Courts	7	3.7
From the Court of Special Appeals	1	0.5
Professional Supervision		
Reported	5	2.7
Unreported Per Curiam	16	8.6
Remand from Supreme Court	1	0.5
On Motion for Consideration	1	0.5
Writ of Certiorari Dismissed	9	4.8
TOTAL	187	100.0

\* Throughout these tables, unless otherwise noted, the data include all published opinions of the Court of Appeals issued between July 1, 1991, and June 30, 1992. Separately captioned cases consolidated and disposed of by the court in a single decision are treated as a single case.

TABLE II  
OPINIONS OF THE COURT OF SPECIAL APPEALS  
IN THE COURT OF APPEALS<sup>1</sup>

	Number	Percentage
Unreported		
Affirmed	9	31.0
Reversed	14	48.3
Affirmed in Part/Reversed in Part	6	20.7
Total	<u>29</u>	<u>100.0</u>
Reported		
Affirmed	13	25.4
Reversed	31	60.8
Affirmed in Part/Reversed in Part	7	13.8
Total	<u>51</u>	<u>100.0</u>
Total		
Affirmed	22	27.6
Reversed	45	56.2
Affirmed in Part/Reversed in Part	13	16.2
Total <sup>2</sup>	<u>80</u>	<u>100.0</u>

TABLE III  
FREQUENCY OF SEPARATE OPINIONS

	Number	Percentage
Unanimous Opinions	131	76.6
Decisions with Concurring Opinions	3	1.8
Decisions with Dissenting Opinions	25	14.6
Decisions with Both Concurring Opinions and Dissenting Opinions	4	2.3
Decisions Concurring in Part and Dissenting in Part	<u>8</u>	<u>4.7</u>
TOTAL <sup>3</sup>	171	100.0

1. In these tables, a decision has been designated as "affirmed" or "reversed" if that is the label placed upon it by the Court of Appeals. The "reversed" column also includes decisions that were "modified," "vacated," or "remanded" either wholly or in part.

"Affirmed" and "reversed" are fairly crude labels. A decision may be "affirmed," for example, even if the reviewing court thought the grounds given by the lower court to support the decision below were completely wrong. Nevertheless, the terms serve as rough indicators of possible trends or problems.

2. This figure does not include cases in which the Court of Appeals dismissed the Writ of Certiorari as improvidently granted.

3. This figure does not include unreported Per Curiam opinions.

TABLE IV  
PRIMARY SUBJECT MATTER OF OPINIONS

	Total Number of Opinions
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A. Public Law	
Criminal	
Constitutional Issues (federal and/or state)	12
Evidentiary	8
Procedural (nonconstitutional)	28
Substantive	19
Civil	
Administrative	7
Antitrust	0
Constitutional	
Federal	2
State	2
Civil Rights (statutory)	2
Consumer Law	2
Health Care	0
Municipal Law	7
Real Property	
Eminent Domain	2
Zoning	2
Taxation	6
B. Private Law	
Procedural	13
Substantive	
Bankruptcy	0
Commercial	3
Contracts	1
Corporations	2
Custody/Domestic Relations	7
Insurance	10
Labor	1
Property	1
Torts	16
Wills/Estates/Trusts	2
C. Writ of Certiorari Dismissed	9
D. Professional Questions	
Reinstatement	1
Disciplinary	17
Admission to Bar	0
Total <sup>4</sup>	182

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4. This figure does not include cases remanded for proceedings consistent with other higher court decisions.

