

SCOTUS**blog** StatPack – OT07, Edition 8

Included in this StatPack:

1. Justice Agreement
2. Decisions by Final Vote
3. Frequency in the Majority
4. Grant Rates by Conference
5. Circuit Scorecard
6. Opinion Authors by Sitting
7. The Court's Workload

Key Upcoming Dates:

Mar. 28

Conference

Mar. 31

**Orders
Opinions possible**

Apr. 11

Conference

Apr. 14

**Orders;
Start of April Sitting**

SCOTUSblog Agreement Stats for OT07 - PRELIMINARY (3/26/08)

	Stevens	Scalia	Ken	Sout	Thom	Gins	Breyer	Alito	Total Cases
CJ Rob	58%	71%	83%	75%	67%	63%	74%	83%	24
	71%	88%	92%	83%	75%	75%	83%	88%	
	75%	88%	92%	83%	75%	75%	83%	88%	
	25%	13%	8%	17%	25%	25%	17%	13%	
Stevens	50%	58%	79%	46%	79%	78%	58%	24	
	63%	75%	92%	54%	96%	91%	71%		
	71%	79%	92%	63%	96%	91%	75%		
	29%	21%	8%	38%	4%	9%	25%		
Scalia	67%	63%	75%	50%	65%	67%	24		
	83%	71%	83%	63%	70%	79%			
	83%	75%	83%	67%	74%	83%			
	17%	25%	17%	33%	26%	17%			
Ken	71%	54%	50%	74%	67%	24			
	79%	63%	63%	87%	79%				
	79%	63%	63%	87%	79%				
	21%	38%	38%	13%	21%				
Sout	63%	79%	96%	75%	24				
	63%	83%	96%	79%					
	67%	83%	96%	79%					
	33%	17%	4%	21%					
Thom	50%	61%	71%	24					
	54%	61%	75%						
	58%	65%	88%						
	42%	35%	13%						
Gins	74%	63%	24						
	78%	71%							
	78%	71%							
	22%	29%							
Breyer	74%	23							
	78%								
	78%								
	22%								
Alito								24	

Key

Full
Part + All
Judg + Part + All
Disagree

Frequency in the Majority

(Through March 25, 2008)

The charts below measure how frequently each Justice has voted with the majority in cases decided on the merits thus far. It does not include opinions where the vote was not disclosed (*Board of Ed. of City School Dist. of New York v. Tom F.*) or where the case was dismissed as moot (*Arave v. Hoffman*).

The first chart examines the results for all cases, the second only for divided cases. In each, we list the number of times each Justice has voted with the majority, the number of times each Justice has voted overall, the frequency with which each Justice has voted with the majority in OT07, and the corresponding figure for OT06.

All cases

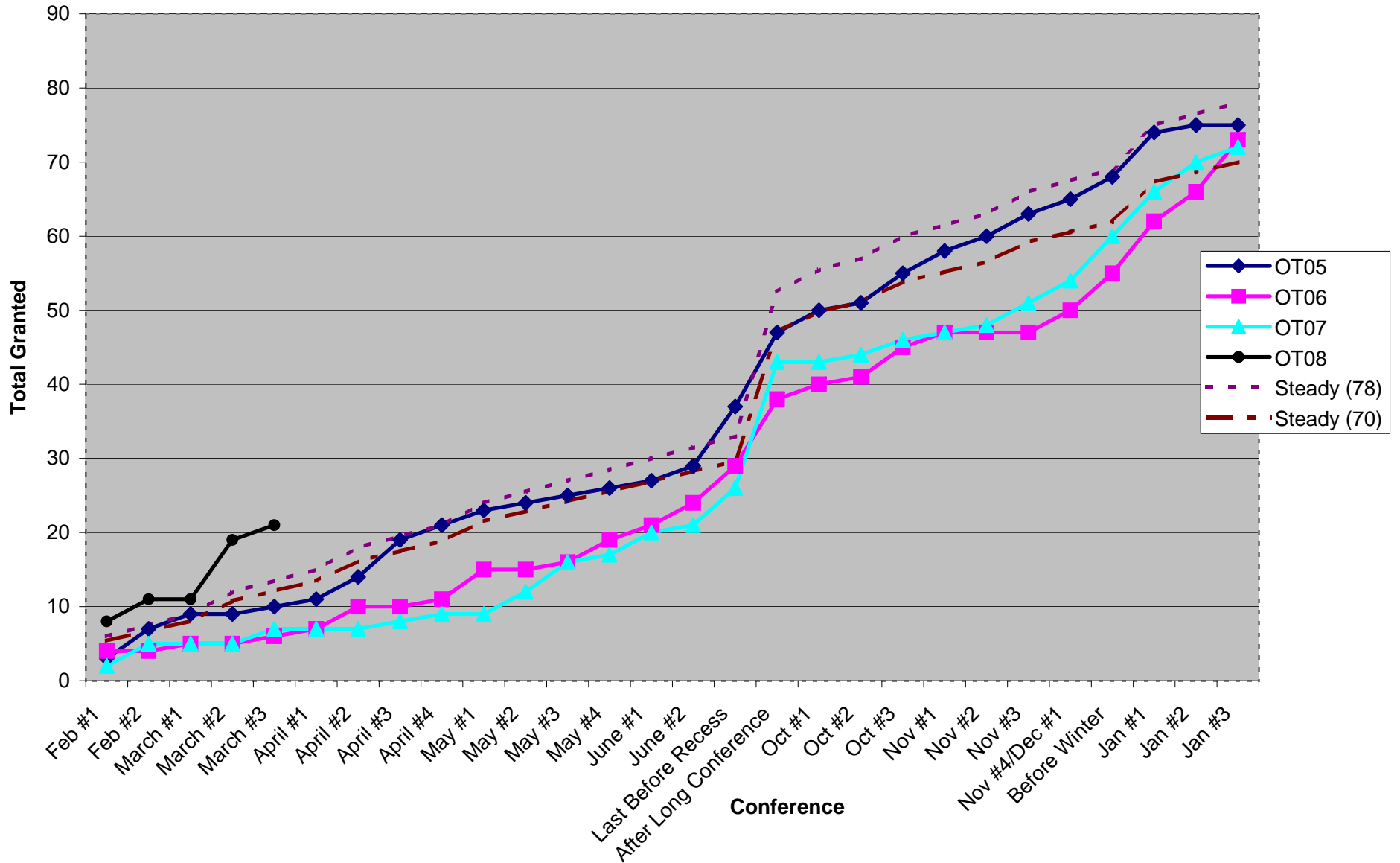
Justice	Majority votes	Total votes	% in majority	% in OT06
Roberts	23	24	95.8%	88.4%
Alito	22	24	91.7%	86.1%
Scalia	21	24	87.5%	79.2%
Souter	21	24	87.5%	76.4%
Breyer	20	23	87.0%	75.7%
Kennedy	20	24	83.3%	97.2%
Thomas	19	24	79.2%	77.5%
Ginsburg	19	24	79.2%	72.2%
Stevens	19	24	79.2%	63.9%

Divided cases only*

Justice	Majority votes	Total votes	% in majority	% in OT06
Roberts	13	14	92.9%	65.9%
Alito	12	14	85.7%	82.2%
Scalia	11	14	78.6%	61.4%
Souter	11	14	78.6%	77.3%
Breyer	10	13	76.9%	95.3%
Kennedy	10	14	71.4%	61.4%
Thomas	9	14	64.3%	62.8%
Ginsburg	9	14	64.3%	54.5%
Stevens	9	14	64.3%	36.6%

* This category consists of cases that attract at least one dissenting vote.

Granted Cases by Conference



Notes: In OT04, the Court added an additional Conference at the end of June, on the last Monday of the Term, to consider relists. Thus, the jump of 8 cases reflects the grant of 5 cases in Conference on June 23, 2005 and an additional 3 on June 27, 2005.

Circuit Scorecard - OT07

Court	Decided	Outstanding	# Aff'd	% Aff'd	# Rev'd	% Rev'd	# Aff'd in Part	% Aff'd in Part	% of SCOTUS Caseload
CA1	1	1	1	100.0%	0	0.0%	0	0.0%	2.7%
CA2*	6	1	5	83.3%	1	16.7%	0	0.0%	9.3%
CA3	0	0	0	0.0%	0	0.0%	0	0.0%	0.0%
CA4	2	1	0	0.0%	2	100.0%	0	0.0%	4.0%
CA5	1	4	0	0.0%	1	100.0%	0	0.0%	6.7%
CA6	0	3	0	0.0%	0	0.0%	0	0.0%	4.0%
CA7	2	4	1	50.0%	1	50.0%	0	0.0%	8.0%
CA8	2	2	1	50.0%	1	50.0%	0	0.0%	5.3%
CA9	2	10	0	0.0%	2	100.0%	0	0.0%	16.0%
CA10	1	1	0	0.0%	1	100.0%	0	0.0%	2.7%
CA11	3	3	1	33.3%	2	66.7%	0	0.0%	8.0%
CADC	0	5	0	0.0%	0	0.0%	0	0.0%	6.7%
CAFC	1	5	1	0.0%	0	0.0%	0	0.0%	8.0%
Dist. Courts	0	2	0	0.0%	0	0.0%	0	0.0%	2.7%
State Courts	4	7	1	25.0%	3	75.0%	0	0.0%	14.7%
Original	0	1	N/A	N/A	N/A	N/A	N/A	N/A	1.3%
Total†	25	50	11	44.0%	14	56.0%	0	0.0%	

Consolidated cases are here counted individually (70 total arguments in OT07).

* The Court affirmed the Second Circuit in both *Tom F.* and *Warner-Lambert* by a vote of 4-4 and wrote no opinion.

† This list does not include *Arave*, *Wal-Mart*, *Achim*, or *Klein & Co.*, which were dismissed.

Opinion Authors by Sitting

OCT	<i>Author</i>	Count	
Wash Grange	CT	JGR	1
Tom F.	PC	JPS	1
Gall	JPS	AS	1
Kimbrough	RBG	AMK	1
Lopez-Torres	AS	DHS	1
Santos		CT	1
Watson	DHS	RBG	1
Stonerige	AMK	SB	0
Medellin	JGR	SAA	0

NOV	<i>Author</i>	Count	
Klein & Co.	dismiss	JGR	1
Ali v. BoP	CT	JPS	1
US v. Williams		AS	0
Logan	RBG	AMK	1
Danforth	JPS	DHS	1
CSX v. Ga. Bd.	JGR	CT	1
Ky. v. Davis		RBG	1
John R. Sand	SB	SB	1
Holowiecki	AMK	SAA	0
Hall Street	DHS		

DEC	<i>Author</i>	Count	
LaRue	JPS	JGR	1
NJ v. Del.		JPS	1
Knight v. CIR	JGR	AS	1
Rowe	SB	AMK	0
Sprint/United	CT	DHS	0
Riegel	AS	CT	1
Snyder	SAA	RBG	0
Boumediene		SB	1
		SAA	1

JAN	<i>Author</i>	Count	
Baze		JGR	0
Dada		JPS	0
Gonzalez		AS	0
Boulware	DHS	AMK	0
Crawford		DHS	1
Ky. Retire		CT	0
Moore		RBG	1
Preston	RBG	SB	0
Rodriquez		SAA	0
Begay			
Quanta			
Meadwestvaco			

FEB	<i>Author</i>	Count	
Gomez-Perez		JGR	0
Morgan-Stanley		JPS	0
CBOCS		AS	0
Cuellar		AMK	0
Warner-Lambert	PC	DHS	0
Allison Engine		CT	0
Exxon		RBG	0
		SB	0
		SAA	0

MAR	<i>Author</i>	Count	
Phillippines		JGR	0
Rothgery		JPS	0
Heller (Guns)		AS	0
Richlin		AMK	0
Cham. Of Comm.		DHS	0
Burgess		CT	0
Clintwood		RBG	0
Riley		SB	0
Munaf		SAA	0
Ressam			
Edwards			
Piccadilly			

APR	<i>Author</i>	Count	
Plains Commerce		JGR	0
Phoenix Bond		JPS	0
Greenlaw		AS	0
Irizarry		AMK	0
Kennedy v. La		DHS	0
Sturgell		CT	0
APCC Svcs.		RBG	0
Enquist		SB	0
Davis v. FEC		SAA	0
Giles			
MetLife			
Meacham			

Cases in **red** are highest profile
outstanding cases

The Court's Workload in OT07

Cases Granted or Probable Jurisdiction Noted:		72*
Dismissed Before Argument:	-	3
Original Cases Argued:	+	1
Number of Arguments:		70

Argued Merits Cases Disposed of:		25
Signed Opinions:		22
Dismissals After Argument:		1
Affirmed by Equally Divided Vote:		2
Projected Remaining Merits Opinions:		45

Expected Merits Opinions in OT07 After Argument:		67
Summary Opinions from Non-Argued Cases:	+	2
Total Merits Decisions:		69

* Does not include the four (out of six) cases granted on 1/22/08 that will be argued in OT08.