

Statistics on Appeals and Decisions -- 2000

These statistics reflect case processing by LIRC in calendar year **2000**. Persons with questions about the statistics in any of these categories are encouraged to contact LIRC.

2000 LIRC STATISTICS

Unemployment Insurance

[Number of appeals and decisions issued](#)

[Decisions issued by type of appellant](#)

[Time taken to issue decisions](#)

Workers Compensation

[Number of appeals and decisions issued](#)

[Decisions issued by type of appellant](#)

Equal Rights

[Number of appeals and decisions issued](#)

[Decisions issued by type, result and issue](#)

[Time taken to issue decisions](#)

Employer Tax or Liability ("Status") Cases

[Number of appeals and decisions issued; results](#)

Court Cases

[Unemployment Insurance](#)

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General - All Programs

Appeals to LIRC as percentage of ALJ decisions issued Comparison Between Years

UNEMPLOYMENT INSURANCE (2000)

(1) 2000 - NUMBER OF UI APPEALS FILED AND DECISIONS ISSUED:

	Appeals Filed	Decisions Issued	
January	154	172	
February	184	233	
March	157	152	
April	181	160	
May	180	201	
June	171	118	
July	145	149	
August	176	222	
September	146	172	
October	176	165	
November	191	176	
December	173	134	
	2,034	2,054	287 cases pending at end of year
	170 /mo.	171/mo.	

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(2) 2000 - UI DECISIONS ISSUED BY TYPE OF APPELLANT:

Total Claimant Appeals 1,465

Reversed in Favor of Claimant-Appellant 57/1,465 3.9%

Total Employer Appeals 563

Reversed in Favor of Employer-Appellant 50/563 8.9%

Total Department Appeals 26

Reversed in Favor of Department-Appellant 13/26 50.0%

71% of LIRC appeals were by Claimants

27% of LIRC appeals were by Employers

1% of LIRC appeals were by Dept. of Workforce Development

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(3) 2000 - UI TIME LAPSE STATISTICS
(TIME TAKEN TO ISSUE DECISIONS)

	Decisions Issued	within 45 Days	within 75 Days	Over 75 Days
January	172	119 - 69%	146 - 85%	26 - 15%
February	233	149 - 64%	194 - 83%	39 - 17%
March	152	107 - 70%	133 - 88%	19 - 13%
April	160	111 - 69%	136 - 85%	24 - 15%
May	201	148 - 74%	175 - 87%	26 - 13%
June	118	85 - 72%	108 - 92%	10 - 8%
July	149	95 - 64%	126 - 85%	23 - 15%
August	222	160 - 72%	196 - 88%	26 - 12%
September	172	130 - 76%	154 - 90%	18 - 10%
October	165	126 - 76%	141 - 85%	24 - 15%
November	176	130 - 74%	158 - 90%	18 - 10%
December	134	95 - 71%	118 - 88%	16 - 12%
	2,054	1,455 - 71%	1,785 - 87%	269 - 13%

WORKERS COMPENSATION (2000)

(1) 2000 - NUMBER OF WC APPEALS FILED AND DECISIONS ISSUED:

	Appeals Received*	Files Received at LIRC	Decisions Issued	Pending at End of Month**
January	27	25	23	139
February	35	28	26	148
March	48	46	47	149
April	33	41	36	146
May	29	30	38	137
June	42	45	41	138
July	39	36	37	140
August	31	30	47	124
September	29	32	33	123
October	26	41	33	116
November	36	29	16	136
December	37	25	28	145
Total	412	408	405	145
	34/mo.	34/mo.	34/mo.	

* "Appeals Received" is number of new appeals filed.

** "Pending at End of Month" is number of new appeals filed plus number of files on hand at LIRC.

(2) 2000 -- WC DECISIONS ISSUED BY TYPE OF APPELLANT:

Appeals decided on the merits:

Applicant Appeals	162	(49% of appeals decided on the merits)	
Affirmed	146/162	-	90.1%
Reversed	5/162	-	3.1%
Modified*	11/162	-	6.8%
Respondent Appeals	149	(46% of appeals decided on the merits)	
Affirmed	91/149	-	61.1%
Reversed	28/149	-	18.8%
Modified*	30/149	-	20.1%
Applicant AND Respondent Appeal	17	(5% of appeals decided on the merits)	
Affirmed	6/17	-	35.3%
Reversed	0/17	-	0.0%
Modified*	11/17	-	64.7%
Total decided on merits:	328		

Appeals remanded, dismissed, withdrawn:

Remanded for:			
Approval of Compromise	33	-	8% of all appeals
New Findings & Order	5	-	1% "
Other	12	-	3% "
Dismissed with Prejudice	3	-	1% "
Dismissed/No Jurisdiction	10	-	2% "
Dismissed/Late Petition	7	-	2% "
Petition Withdrawn	7	-	2% "
Total other appeals:	77		

Total appeals:

Appeals decided on the merits: 328

Appeals remanded, dismissed, withdrawn: 77

Total: 405

* Modified--New decisions with major changes in benefits received or changes in periods of disability.

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EQUAL RIGHTS (2000)

(1) 2000 - NUMBER OF ER APPEALS FILED AND DECISIONS ISSUED:

	Appeals Received	Decisions Issued	Pending End of Month
January	6	4	40
February	7	5	42
March	10	8	44
April	7	8	43
May	15	11	47
June	8	7	48
July	14	8	54
August	9	8	55
September	8	6	57
October	7	13	51
November	14	8	57
December	14	5	66
	119	91	66
	10/mo.	8/mo.	

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(2) 2000 - ER DECISIONS BY TYPE, RESULT, AND ISSUE:

Type of Decision	Number	(%)
Affirmance Decisions	65	71%
Reversal Decisions	2	2%
Dismissals	12	13%
Remand	5	5%
Settled/Withdrawn	7	5%
Total	91	

Results:

38% of all decisions issued found no discrimination
10% of all decisions issued found discrimination
52% of all decisions were settlements, withdrawals,
dismissals, or procedural decisions where no
determination of discrimination was made.

Issue:

EMPLOYMENT-

Handicap/Disability	23
Sex	22
Retaliation	18
Race	18
Age	11
Arrest/Conviction	9
National origin	4
Ancestry	2
Creed	1
Lawful product use	1
Relief	1

PUBLIC ACCOMMODATIONS 4

(Some complaints involve more than one issue.)

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(3) 2000 - ER TIME LAPSE STATISTICS
(TIME TAKEN TO ISSUE DECISIONS)

	Total Decisions Issued	Within 90 Days	Within 180 Days	Over 180 Days
January	4	2 - 50%	2 - 50%	0 - 0%
February	5	1 - 20%	2 - 40%	2 - 40%
March	8	5 - 63%	2 - 25%	1 - 13%
April	8	5 - 63%	0 - 0%	3 - 38%
May	11	3 - 27%	5 - 45%	3 - 27%
June	7	2 - 29%	2 - 29%	3 - 43%
July	8	1 - 13%	2 - 25%	5 - 63%
August	8	3 - 38%	3 - 38%	2 - 25%
September	6	3 - 50%	1 - 17%	2 - 33%
October	13	3 - 23%	5 - 38%	5 - 38%
November	8	3 - 38%	3 - 38%	2 - 25%
December	5	2 - 40%	2 - 40%	1 - 20%
	91	33 - 36%	29 - 32%	29 - 32%

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EMPLOYER TAX OR LIABILITY ("Status") CASES (2000)

Appeals received	22
Decisions issued	31

Of the 31 decisions issued, 3 (10%) were timeliness cases.

DECISIONS ISSUED, BY RESULT

Affirmed*	22 - 71%
Remand	3 - 10%
Split: Affirmed in part/ reversed in part	2 - 6%
Dismissed	3 - 10%
Withdrawn	1 - 3%

* Affirmances may include commission affirmances of ALJ dismissals of late requests for hearing.

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COURT STATISTICS (2000)

2000 -- UNEMPLOYMENT INSURANCE (UI) COURT DECISIONS

Total UI Court Decisions	69	
Circuit Court		58
Court of Appeals		8
Supreme Court		3
<u>Circuit Court Decisions</u>	58	
Affirmed LIRC	37 - 64%	
Reversed LIRC	4 - 7%	
(In favor of employee	4 - 100%)	
Remanded to LIRC	3 - 5%	
Dismissed	13 - 22%	
Withdrawn	1 - 2%	
<u>Court of Appeals Decisions</u>	8	

Affirmed Cir.Court, Affirmed LIRC	1 - 13%
Affirmed Cir.Court, Reversed LIRC	1 - 13%
Affirmed Other	1 - 13%
Reversed Other	2 - 25%
Dismissed	3 - 38%

Supreme Court 3

Affirmed Court of Appeals	1 - 33%
Petition Denied	2 - 67%

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2000 -- UI EMPLOYER TAX OR LIABILITY ("STATUS")
COURT DECISIONS

Total "Status" Court Decisions	4	
Circuit Court	4	
Court of Appeals	0	
Supreme Court	0	
<u>Circuit Court Decisions</u>	4	
Affirmed LIRC	2 - 50%	
Dismissal	2 - 50%	

Court of Appeals Decisions 0

Supreme Court Decisions 0

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2000 -- WORKERS COMPENSATION COURT DECISIONS

Total WC Court Decisions	108	
Circuit Court		77
Court of Appeals		27
Supreme Court(incl. Petitions denied)		4
<u>Circuit Court Decisions</u>	77	
Affirmed LIRC		62 - 81%
Reversed LIRC		4 - 5%
(In favor of employee	2 - 50%)	
(In favor of employer	2 - 50%)	
Remanded		1 - 1%
Dismissed		9 - 12%
Dismissed by stipulation		1 - 1%
<u>Court of Appeals Decisions</u>	27	
Aff'd Cir.Court, Aff'd LIRC		18 - 67%
Rev'd Cir.Court, Aff'd LIRC		5 - 19%
Aff'd Cir.Court, Aff'd in part/ Rev'd in part LIRC		1 - 4%
Dismissed		3 - 11%
<u>Supreme Court</u>	4	
Petition Denied		4 - 100%

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2000 -- EQUAL RIGHTS COURT DECISIONS

Total ER Court Decisions	25
Circuit Court	17
Court of Appeals	6

Supreme Court	2	
<u>Circuit Court Decisions</u>	17	
Affirmed LIRC	8	- 47%
Reversed LIRC	1	- 6%
(In favor of employer 1 - 100%)		
Split Finding*	1	- 6%
Voluntary Dismissal	2	- 12%
Dismissed	5	- 29%

*Affirmed in part/reversed in part

<u>Court of Appeals Decisions</u>	6	
Aff'd Cir.Court, Aff'd LIRC	1	- 17%
Rev'd Cir.Court, Remand to LIRC	1	- 17%
Voluntarily dismissed	2	- 33%
Dismissed	2	- 33%

<u>Supreme Court</u>	2	
Petition denied	2	- 100%

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GENERAL (2000)

APPEALS TO LIRC AS PERCENTAGE OF ALJ DECISIONS ISSUED

Program	ALJ Decisions Issued	Appeals to LIRC	(%)
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UNEMPLOYMENT INSURANCE	21,204	2,034	10%
EMPLOYER TAX OR LIABILITY CASES	229	22	10%
WORKERS COMPENSATION	1,090	405	37%
EQUAL RIGHTS	395*	91	23%

*Approximate number of Equal Rights decisions appealable to LIRC. Decisions appealable include employment and public accommodation cases finding discrimination, no discrimination, no probable cause, and decisions which are administratively closed by the department (i.e., dismissal for failure to appear at hearing, failure to respond to department correspondence, dismissal for lack of jurisdiction, etc.) Fair Housing cases in which discrimination is alleged to have occurred after 9/92 and Family & Medical Leave decisions are not appealable to the Commission.

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COMPARISONS BETWEEN YEARS AND PROGRAMS -
UNEMPLOYMENT INSURANCE

	Appeals Received	Decisions Issued	Appeals to Court	%
1989	2194	1916	87	5%
1990	2880	2633	42	2%
1991	3286	3250	76	2%
1992	3426	3194	83	3%
1993	3582	3656	90	2%
1994	3098	3346	74	2%
1995	2509	2704	77	3%
1996	2466	2413	53	2%
1997	2427	2316	60	3%

1998	2378	2363	48	2%
1999	2152	2243	40	2%
2000	2034	2054	50	2%

COMPARISONS BETWEEN YEARS AND PROGRAMS - STATUS

	Appeals Received	Decisions Issued	Appeals to Court	%
1989	100	118	29	25%
1990	78	82	15	18%
1991	91	78	11	14%
1992	114	93	18	19%
1993	105	114	26	23%
1994	96	132	24	18%
1995	49	62	10	16%
1996	33	42	7	17%
1997	24	24	1	4%
1998	24	27	4	15%
1999	39	35	5	14%
2000	22	31	0	0%

COMPARISONS BETWEEN YEARS AND PROGRAMS -
WORKERS COMPENSATION

	Appeals Received	Decisions Issued	Appeals to Court	%
1989	543	485	97	20%
1990	587	478	84	18%
1991	620	625	87	14%

1992	655	685	134	20%
1993	587	571	119	21%
1994	502	669	143	21%
1995	502	495	97	20%
1996	559	553	91	16%
1997	502	493	85	17%
1998	491	495	73	15%
1999	406	483	93	19%
2000	412	405	60	15%

COMPARISONS BETWEEN YEARS AND PROGRAMS - EQUAL RIGHTS

	Appeals Received	Decisions Issued	Appeals to Court	%
1989	78	71	19	27%
1990	128	92	14	15%
1991	121	119	18	15%
1992	103	113	22	19%
1993	116	115	28	24%
1994	136	152	25	16%
1995	145	148	32	22%
1996	102	131	23	18%
1997	145	119	16	13%
1998	96	98	16	16%
1999	79	88	15	17%
2000	119	91	13	14%

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