

Statistics on Appeals and Decisions -- 1996

These statistics reflect case processing by LIRC in calendar year **1996**. Persons with questions about the statistics in any of these categories are encouraged to contact LIRC.

1996 LIRC STATISTICS

Unemployment Compensation

[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](#)

[Time taken to issue decisions](#)

[Decisions issued by type of issue](#)

Employer Tax or Liability ("Status") Cases

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

Court Cases

[Unemployment Compensation](#)

[Employer Tax or Liability \("Status"\) Cases](#)

[Workers Compensation](#)

[Equal Rights](#)

General - All Programs

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

UNEMPLOYMENT COMPENSATION (1996)

1996 -- (UC) NUMBER OF APPEALS FILED AND DECISIONS ISSUED:

	Appeals Filed	Decisions Issued	
January	212	158	
February	171	241	
March	223	165	
April	234	246	
May	212	243	
June	210	181	
July	230	167	
August	203	244	
September	176	198	
October	217	249	
November	184	167	
December	194	154	
	2,466	2,413	576 cases pending at end of year
	206 /mo.	201/mo.	

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1996 -- (UC) DECISIONS ISSUED BY TYPE OF APPELLANT:

Total Claimant Appeals	1,652	
Reversed in Favor of Claimant	46/1,652	2.8%
Total Employer Appeals	747	
Reversed in Favor of Employer	74/747	9.9%
Total Department Appeals	14	
Reversed	5/14	35.7%

68% of LIRC appeals were by Claimants
31% of LIRC appeals were by Employers
1% of LIRC appeals were by Dept. of Workforce Development
(formerly the Dept. of Industry, Labor & Human Relations)

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1996 -- UC TIME LAPSE STATISTICS

	Decisions Issued	45 Days	75 Days	Over 75 Days
January	158	77 - 49%*	125 - 79%	33 - 21%
February	241	154 - 64%*	203 - 84%*	38 - 16%
March	165	102 - 62%*	132 - 80%*	33 - 20%
April	246	154 - 63%*	189 - 77%	57 - 23%
May	243	162 - 67%*	222 - 91%*	21 - 9%

June	181	110 - 61%*	152 - 84%*	29 - 16%
July	167	66 - 40%*	130 - 78%	37 - 22%
August	244	120 - 49%*	216 - 89%*	28 - 11%
September	198	95 - 48%*	165 - 83%*	33 - 17%
October	249	137 - 55%*	201 - 81%*	48 - 19%
November	167	114 - 68%*	138 - 83%*	29 - 17%
December	154	101 - 66%*	135 - 88%*	19 - 12%
	2413	1392 - 58%*	2008 - 83%	405 - 17%

*MEETS DOL-ETA DESIRED LEVEL OF ACHIEVEMENT
(40% IN 45 DAYS, 80% IN 75 DAYS)

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WORKERS COMPENSATION (1996)

1996 -- (WC) NUMBER OF APPEALS FILED AND DECISIONS ISSUED:

	Appeals Received*	Files Received at LIRC	Decisions Issued	Pending at End of Month**
January	30	34	48	183
February	56	45	43	196
March	47	53	36	207
April	47	40	54	200
May	57	54	48	209
June	40	44	49	200
July	45	51	52	193
August	33	49	54	172

September	44	20	43	173
October	68	66	51	190
November	21	43	41	170
December	71	49	34	207

	559	548	553	207
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	47/mo.	46/mo.	46/mo.
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* "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.

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1996 -- (WC) DECISIONS ISSUED BY TYPE OF APPELLANT:

Total Applicant Appeals	260	-	47%
Affirmed	224/260	-	86.2%
Reversed	19/260	-	7.3%
Modified*	17/260	-	6.5%
 Total Respondent Appeals	 231	 -	 42%
Affirmed	141/231	-	61.0%
Reversed	46/231	-	19.9%
Modified*	44/231	-	19.1%
 Other**	 62	 -	 11%

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

** Other--Dismissals, remands for new findings and order or

approval of compromises, or withdrawal.

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EQUAL RIGHTS (1996)

	Appeals Received	Decisions Issued	Pending End of Month
January	10	13	50
February	5	14	41
March	12	7	46
April	7	10	43
May	19	14	48
June	6	9	45
July	8	13	40
August	7	10	37
September	11	5	43
October	5	10	38
November	7	14	31
December	5	12	24

102 131 24

9/mo. 11 /mo.

Affirmance Decisions	105	-	80%
Settled/Withdrawn	7	-	5%
Reversal Decisions	6	-	5%

Dismissals	5	-	4%
Remand	3	-	2%
Split Decision*	3	-	2%
Reverse & Remand	2	-	2%

* Case involved more than one issue; different decision made with respect to each issue.

60% of all decisions issued found no discrimination.

5% of all decisions issued found discrimination.

35% of all decisions were settlements, withdrawals, dismissals, or procedural decisions where no determination of discrimination was made.

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1996 -- EQUAL RIGHTS TIME LAPSE

	Total Decisions Issued	Within 90 Days	Within 180 Days	Over 180 Days
January	13	4 - 31%	3 - 23%	6 - 46%
February	14	2 - 14%	7 - 50%	5 - 36%
March	7	3 - 43%	1 - 14%	3 - 43%
April	10	2 - 20%	5 - 50%	3 - 30%
May	14	5 - 36%	4 - 29%	5 - 36%
June	9	4 - 44%	3 - 33%	2 - 22%
July	13	4 - 31%	4 - 31%	5 - 38%
August	10	2 - 20%	3 - 30%	5 - 50%
September	5	4 - 80%	1 - 20%	0 - 0%
October	10	4 - 40%	5 - 50%	1 - 10%

November	14	4 - 29%	3 - 21%	7 - 50%
December	12	5 - 42%	4 - 33%	3 - 25%
	131	43 - 33%	43 - 33%	45 - 34%

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1996 -- EQUAL RIGHTS DECISIONS BY ISSUE:

EMPLOYMENT

Sex	33
Retaliation	30
Handicap	23
Race	22
Age	20
Arrest/Conviction	14
Marital Status	4
Color	3
Creed	2
National Origin	2
Remedy/Fees	1
Sexual Orientation	1
Ancestry	1
Use of Lawful Products	1

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POST SECONDARY EDUCATION 1

(Some complaints involve more than one issue.)

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EMPLOYER TAX OR LIABILITY ("Status") CASES (1996)

Appeals Received	33
Decisions Issued	42

Of the 42 decisions issued, 11 (26%) were timeliness cases.*

8 cases pending at end of year.

Affirmed*	30 - 71%
Reversed	4 - 10%
Affirmed in part/reversed in part	4 - 10%
Withdrawn	2 - 5%
Dismissed/late appeal	1 - 2%
Remand	1 - 2%

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

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COURT STATISTICS (1996)

1996 -- UNEMPLOYMENT COMPENSATION

Total UC Court Decisions	75	
Circuit Court	62	
Court of Appeals	12	
Supreme Court--Petition Denied	1	
Circuit Court Decisions	62	
Affirmed LIRC	42	- 68%
Reversed LIRC	1	- 2%
In Favor of Employee	1	- 100%
In Favor of Employer	0	- 0%
Dismissals	17	- 27%
Remands	2	- 3%
Court of Appeals Decisions	12	
Affirmed Cir.Court, Affirmed LIRC	9	- 75%
Affirmed Cir.Court, Reversed LIRC	1	- 8%
Reversed Cir.Court, Affirmed LIRC	1	- 8%
Reversed Cir.Court, Reversed LIRC	1	- 8%
Supreme Court		
Petition Denied	1	

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STATUS

Total Status Court Decisions	15
Circuit Court	11
Court of Appeals	4
Supreme Court	0
 Circuit Court Decisions	11
 Affirmed LIRC	8 - 73%
Reversed LIRC	1 - 9%
Dismissed	2 - 18%
 Court of Appeals Decisions	4
 Affirmed Cir.Court, Affirmed LIRC	1 - 25%
Reversed Cir.Court, Affirmed LIRC	3 - 75%
 Supreme Court Decisions	0

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1996 -- WORKERS COMPENSATION

WORKERS COMPENSATION

Total WC Court Decisions	147
Circuit Court	93
Court of Appeals	37
Supreme Court-- (includes Petitions Denied)	17

Circuit Court Decisions	93
Affirmed LIRC	75 - 81%
Reversed LIRC	5 - 5%
In Favor of Employee	2 - 40%
In Favor of Employer	3 - 60%
Split Finding*	1 - 1%
Dismissals	11 - 12%
Remands	1 - 1%

* Affirmed in part/reversed in part

Court of Appeals Decisions	37
Affirmed Cir.Court, Affirmed LIRC	27 - 73%
Reversed Cir.Court, Affirmed LIRC	3 - 8%
Affirmed Cir.Court, Reversed LIRC	2 - 5%
Reversed Cir.Court, Reversed LIRC	4 - 11%
Affirmed Cir.Court, Dismissed	1 - 3%
Supreme Court	17
Affirmed Ct of Appeals, Affirmed Circuit Court, Affirmed LIRC	1
Petition Denied	16

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EQUAL RIGHTS

Total ER Court Decisions	37	
Circuit Court	28	
Court of Appeals	9	
Supreme Court	0	
 Circuit Court Decisions	28	
Affirmed LIRC	20	- 71%
Reverse in part/Remand part	1	- 4%
Dismissals	3	- 11%
Remand	2	- 7%
Voluntary Dismissals	2	- 7%
 Court of Appeals Decisions	9	
Affirmed Cir.Court, Affirmed LIRC	5	- 56%
Reverse Cir.Court, Affirm LIRC	2	- 22%
Affirm Cir.Court Dismissal	1	- 11%
Voluntary Dismissal	1	- 11%
 Supreme Court	0	

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GENERAL (1996)

Program	ALJ Decisions Issued	Appeals to LIRC	%age
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UNEMPLOYMENT COMPENSATION	19,133	2,466	13%
EMPLOYER TAX OR LIABILITY CASES	290	33	11%
WORKERS COMPENSATION	1,514	559	37%
EQUAL RIGHTS	321*	102	32%

*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 COMPENSATION

	Appeals Received	Decisions Issued	Appeals to Court	%
1986	2070	2156	83	4%
1987	1953	2048	84	4%
1988	1686	1692	75	4%
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%

COMPARISONS BETWEEN YEARS AND PROGRAMS

STATUS

	Appeals Received	Decisions Issued	Appeals to Court	%
1986	102	115	18	16%
1987	139	118	24	20%
1988	116	156	21	13%
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%

WORKERS COMPENSATION

	Appeals Received	Decisions Issued	Appeals to Court	%
1986	381	401	120	30%
1987	359	457	138	30%

1988	468	389	86	22%
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%

EQUAL RIGHTS

	Appeals Received	Decisions Issued	Appeals to Court	%
1986	85	76	17	22%
1987	91	102	22	22%
1988	79	95	20	21%
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%

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