

Statistics on Appeals and Decisions -- 1997

These statistics reflect case processing by LIRC in calendar year **1997**. Persons with questions about the statistics in any of these categories are encouraged to contact LIRC.

1997 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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[Workers Compensation](#)

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General - All Programs

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

UNEMPLOYMENT INSURANCE (1997)

(1) 1997 - NUMBER OF UI APPEALS FILED AND DECISIONS ISSUED:

	Appeals Filed	Decisions Issued	
January	200	212	
February	232	212	
March	208	221	
April	230	160	
May	234	233	
June	157	179	
July	201	183	
August	181	217	
September	219	191	
October	212	196	
November	185	125	
December	168	187	
	2,427	2,316	665 cases pending at end of year
	202 /mo.	193/mo.	

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(2) 1997 - UI DECISIONS ISSUED BY TYPE OF APPELLANT:

Total Claimant Appeals 1,583

Reversed in Favor of Claimant-Appellant 56/1,583 3.5%

Total Employer Appeals 709

Reversed in Favor of Employer-Appellant 88/709 12.4%

Total Department Appeals 24

Reversed in Favor of Department-Appellant 13/24 54.2%

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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(3) 1997 - UI TIME LAPSE STATISTICS
(TIME TAKEN TO ISSUE DECISIONS)

	Decisions Issued	45 Days	75 Days	Over 75 Days
January	212	95 - 45%*	176 - 83%*	36 - 17%
February	212	82 - 39%	178 - 84%*	34 - 16%
March	221	129 - 58%*	183 - 83%*	38 - 17%
April	160	94 - 59%*	143 - 89%*	17 - 11%
May	233	130 - 56%*	193 - 83%*	40 - 17%
June	179	104 - 58%*	146 - 82%*	33 - 18%
July	183	77 - 42%*	148 - 81%*	35 - 10%
August	217	100 - 46%*	151 - 70%	66 - 30%
September	191	79 - 41%*	143 - 75%	48 - 25%
October	196	95 - 48%*	146 - 74%	50 - 26%
November	125	46 - 37%	94 - 75%	31 - 25%
December	187	83 - 44%*	153 - 82%*	34 - 18%
	2,316	1,114 - 48%*	1,854 - 80%*	462 - 20%

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

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WORKERS COMPENSATION (1997)

(1) 1997 - NUMBER OF WC APPEALS FILED AND DECISIONS ISSUED:

	Appeals Received*	Files Received at LIRC	Decisions Issued	Pending at End of Month**
January	44	55	48	203
February	36	34	56	183
March	51	37	46	188
April	37	52	31	194
May	48	35	46	196
June	38	48	27	207
July	39	30	42	204
August	46	52	47	203
September	65	40	41	227
October	30	59	31	226
November	17	35	36	207
December	51	42	43	215
Total	502	509	494	
	42/mo.	43/mo.	41/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) 1997 -- WC DECISIONS ISSUED BY TYPE OF APPELLANT:

Total Applicant Appeals	237	(48% of all appeals)
Affirmed	206/237	- 86.9%
Reversed	17/237	- 7.2%
Modified*	14/237	- 5.9%
Total Respondent Appeals	201	(41% of all appeals)
Affirmed	122/201	- 60.7%
Reversed	42/201	- 20.9%
Modified*	37/201	- 18.4%
Other**	55	(11% of all appeals)

* 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.

EQUAL RIGHTS (1997)

(1) 1997 - NUMBER OF APPEALS FILED AND DECISIONS ISSUED:

	Appeals Received	Decisions Issued	Pending End of Month
January	12	7	28
February	5	10	23

March	9	4	28
April	16	11	33
May	12	11	35
June	12	14	32
July	18	17	33
August	5	12	26
September	16	7	35
October	16	9	42
November	12	9	45
December	12	8	49
	145	119	49

12/mo. 10/mo.

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(2) 1997 - ER DECISIONS BY TYPE, RESULT, AND ISSUE:

Type of Decision	Number	(%)
Affirmance Decisions	93	78%
Dismissals	9	8%
Settled/Withdrawn	8	7%
Reversal Decisions	4	3%
Remand	3	3%
Reverse & Remand	2	2%
Total	119	

Result	Number	(%)
No Discrimination	75	63%
Discrimination	10	8%
Settled/withdrawn/other*	34	29%
Total	119	

*Settlements, withdrawals, dismissals, or procedural decisions where no determination of discrimination was made.

Issue:

EMPLOYMENT -

Sex	32
Race	27
Handicap	23
Age	22
Retaliation	21
Arrest/Conviction	8
Marital Status	4
Color	4
Creed	4
National Origin	3
Remedy/Fees	1
Sexual Orientation	1
Use of Lawful Products	1

PUBLIC ACCOMMODATIONS 8

(Some complaints involve more than one issue.)

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(3) 1997 - ER TIME LAPSE STATISTICS
(TIME TAKEN TO ISSUE DECISIONS)

	Total Decisions Issued	Within 90 Days	Within 180 Days	Over 180 Days
January	7	0 - 0%	1 - 14%	6 - 86%
February	10	5 - 50%	1 - 10%	4 - 40%
March	4	2 - 50%	2 - 50%	0 - 0%

April	11	1 - 9%	3 - 27%	7 - 64%
May	11	1 - 9%	2 - 18%	8 - 73%
June	14	5 - 36%	3 - 21%	6 - 43%
July	17	7 - 41%	2 - 12%	8 - 47%
August	12	3 - 25%	3 - 25%	6 - 50%
September	7	1 - 14%	2 - 29%	4 - 57%
October	9	3 - 33%	2 - 22%	4 - 44%
November	9	2 - 22%	5 - 56%	2 - 22%
December	8	0 - 0%	4 - 50%	4 - 50%
	119	30 - 25%	30 - 25%	59 - 50%

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EMPLOYER TAX OR LIABILITY ("Status") CASES (1997)

Case pending at beginning of year	8
Appeals received	24
Decisions issued	24
Case pending at end of year	8

DECISIONS ISSUED, BY TYPE

Affirmed*	17 - 71%
Withdrawn	5 - 21%
Dismissed/late appeal	1 - 4%
Remand	1 - 4%
Total	24

Of the 24 decisions issued, 6 (25%) were timeliness cases.

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

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COURT STATISTICS (1997)

1997 -- UNEMPLOYMENT INSURANCE (UI) COURT DECISIONS

Total UI Court Decisions	65		
Circuit Court		53	
Court of Appeals		7	
Supreme Court		5	
Circuit Court Decisions		53	
Affirmed LIRC		35	- 66%
Dismissals		17	- 32%
Remands		1	- 2%
Court of Appeals Decisions		7	
Affirmed Cir.Court, Affirmed LIRC		3	- 43%
Reversed Cir.Court, Affirmed LIRC		1	- 14%
Reversed Cir.Ct, Remanded to LIRC		2	- 29%
Withdrawn		1	- 14%
Supreme Court		1	
Petition Denied			1

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1997 -- UI EMPLOYER TAX OR LIABILITY ("STATUS") COURT DECISIONS

Total Status Court Decisions	5		
Circuit Court		4	
Court of Appeals		1	
Supreme Court		0	
Circuit Court Decisions		4	
Affirmed LIRC		1	- 25%

Dismissed		3 - 75%
Court of Appeals Decisions	1	
Affirmed Cir.Court, Affirmed LIRC	1	100%
Supreme Court Decisions	0	

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1997 -- WORKERS COMPENSATION COURT DECISIONS

Total WC Court Decisions	103	
Circuit Court	75	
Court of Appeals	21	
Supreme Court	7	
Circuit Court Decisions	75	
Affirmed LIRC	67	89%
Reversed LIRC	3	4%
Split Finding*	1	1%
Dismissals	3	4%
Remands	1	1%

* Affirmed in part/reversed in part

Court of Appeals Decisions	21	
Aff'd Cir.Court, Aff'd LIRC	13	62%
Rev'd Cir.Court, Aff'd LIRC	2	10%
Rev'd Cir.Court, Rev'd LIRC	4	19%
Aff'd Cir.Court, Dism'd	1	5%
Dismissed	1	5%
Supreme Court	7	
Aff'd Ct.App., Aff'd LIRC	1	14%
Rev'd Ct.App., Aff'd LIRC	1	14%

Voluntary Dismissal	1 - 14%
Petition Denied	4 - 57%

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1997 -- EQUAL RIGHTS COURT DECISIONS

Total ER Court Decisions	24		
Circuit Court	17		
Court of Appeals	6		
Supreme Court	2		
Circuit Court Decisions	17		
Affirmed LIRC	11	- 65%	
Dismissals	3	- 18%	
Remand	3	- 18%	
Court of Appeals Decisions	6		
Affirmed Cir.Court, Affirmed LIRC	4	- 67%	
Reverse Cir.Court, Affirm LIRC	2	- 33%	
Supreme Court	2		
Petition denied	1	- 50%	
Rev'd Ct. App., Rev'd LIRC	1	- 50%	

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GENERAL (1997)

APPEALS TO LIRC AS PERCENTAGE OF ALJ DECISIONS ISSUED

Program	ALJ Decisions Issued	Appeals to LIRC	(%)
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UNEMPLOYMENT INSURANCE	19,676	2,427	12%
EMPLOYER TAX OR LIABILITY CASES	270	24	9%
WORKERS COMPENSATION	1,296*	502	39%
EQUAL RIGHTS	364**	145	40%

*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	%
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%
1997	2427	2316	60	3%

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%
1997	24	24	1	4%

COMPARISONS BETWEEN YEARS AND PROGRAMS - 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%
1997	502	493	85	17%

COMPARISONS BETWEEN YEARS AND PROGRAMS - 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%
1997	145	119	16	13%

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