



# **The Northern District of Ohio**

**Annual Assessment of the  
Civil and Criminal Dockets**

for the  
**Northern District of Ohio**

**Calendar Year  
2008**

**United States District Court  
Northern District of Ohio**

**United States District Court  
Northern District of Ohio**

**District Judges**

**James G. Carr, Chief Judge  
Solomon Oliver, Jr.  
Kathleen M. O'Malley  
Peter C. Economus  
Donald C. Nugent  
Patricia A. Gaughan  
James S. Gwin  
Dan Aaron Polster  
John R. Adams  
Christopher A. Boyko  
Jack Zouhary  
Sara Lioi**

**Senior District Judges**

**Ann Aldrich  
David D. Dowd, Jr.  
David A. Katz  
Lesley Wells**

**Magistrate Judges**

**Vernelis K. Armstrong  
William H. Baughman, Jr.  
James S. Gallas  
George J. Limbert  
Kenneth S. McHargh  
Benita Y. Pearson  
David S. Perelman  
Nancy A. Vecchiarelli  
Greg White**

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**Annual Assessment of the Civil and Criminal Dockets  
for the United States District Court  
Northern District of Ohio  
Calendar Year 2008**

The Northern District of Ohio adopted a delay and cost reduction plan in 1992 under the Civil Justice Reform Act (CJRA) of 1990. The CJRA required that each district court annually assess the condition of its civil and criminal dockets, to take actions that might reduce the cost and delay in civil litigation, and to improve the litigation management practices of the Court (see 28 U.S.C. §475). Although the CJRA has expired, the Court continues to monitor the status of its civil and criminal dockets through this annual assessment.

**Judicial Resources**

**District Court Judgeships**

The Northern District of Ohio is authorized 12 district court judgeships (including one temporary position). There are 12 active district judges and four senior district judges currently serving the Court. Judge Peter C. Economus will take Senior Status effective July 3, 2009, creating a vacancy in Youngstown, Ohio at that time.

The Northern District of Ohio's temporary district judgeship has been extended until November 16, 2009. The Judicial Conference of the U.S. Courts has recommended to Congress that this temporary judgeship be extended an additional five years. Absent action by Congress by November 16, 2009, the Court will not be permitted to fill the next district judgeship vacancy that arises and the number of district judgeships authorized for Northern Ohio will be reduced from 12 to 11.

**Magistrate Judges**

The district is authorized seven magistrate judges, with four assigned to Cleveland and one each to Akron, Youngstown and Toledo. The Court has also benefitted from having two additional magistrate judges in Cleveland serving in a retired-recalled status. In August 2008, Akron Magistrate Judge James S. Gallas retired and relocated to Cleveland joining Magistrate Judge David S. Perelman in retired-recalled status. Benita Y. Pearson was appointed as Magistrate Judge Gallas' replacement.

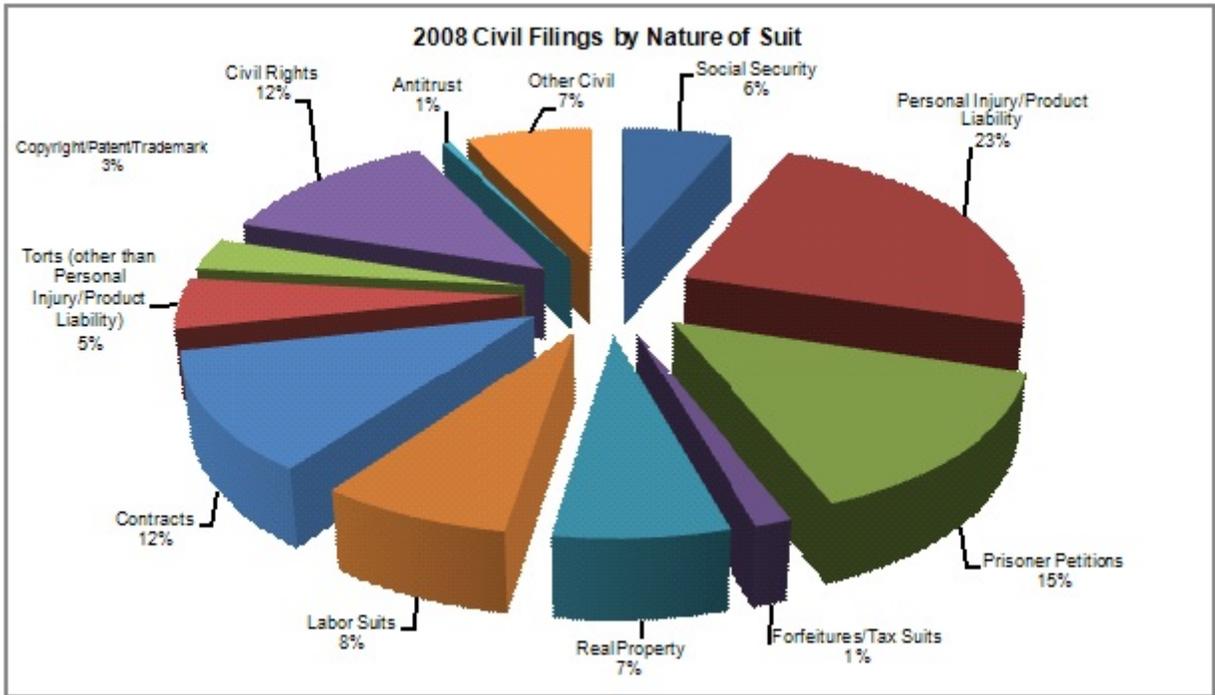
## Civil Docket

The success of the Court's case management techniques, and the benefits of being at or near full judicial strength, are demonstrated by the relatively small pending dockets of judicial officers. Because the dockets in the Northern District are managed so well, the Judicial Panel on Multi-District Litigation (MDL) has selected this district to be the transferee court for nine multi-district litigation matters.

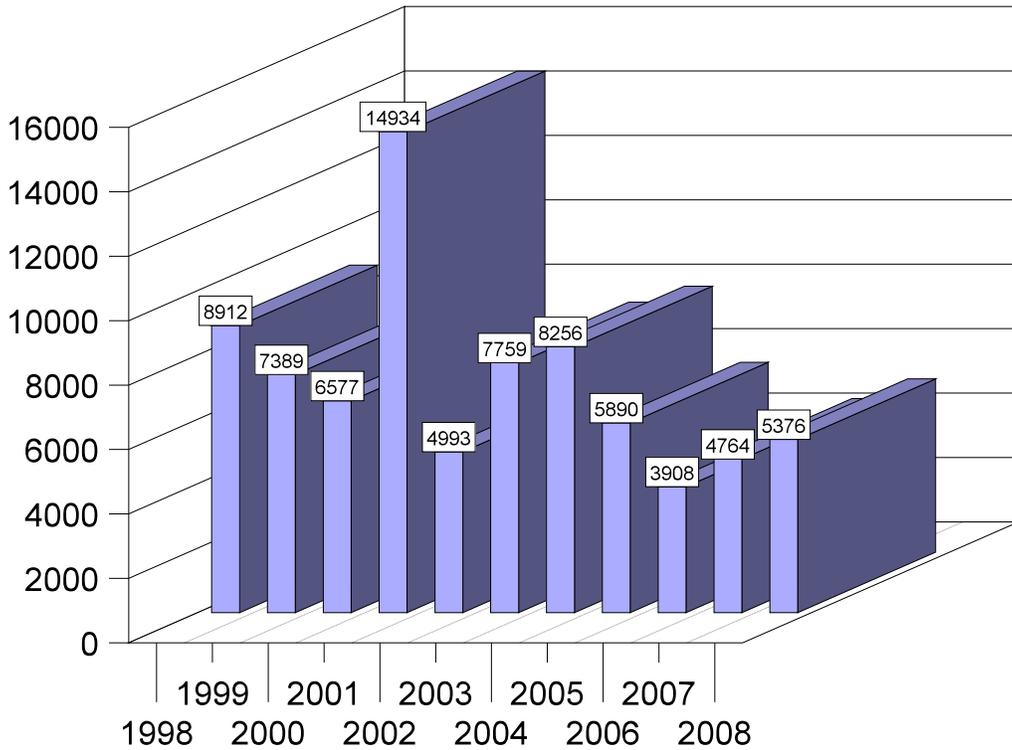
The total number of civil case filings, including MDL, rose 12.8% from 4,764 in 2007 to 5,376 in 2008 due to a 158.7% increase MDL filings from 911 in 2007 to 2,357 in 2008 (mainly in the Welding Fume Products Liability Litigation). Although the total number of civil case filings increased, the number of traditional civil cases, excluding MDL, decreased 21.7% from 3,842 in 2007 to 3,009 in 2008. The decrease was mainly due to the large drop in foreclosure case filings from 1,101 in 2007 to 49 in 2008.

Excluding MDL cases, the largest increases were in Antitrust cases (up 375% from 4 in 2007 to 19 in 2008) and Admiralty cases (up 67.7% from 3 to 5). General civil cases which includes over 50 case types not identified elsewhere (such as recovery actions, land condemnation, deportation, agriculture act, etc.) also increased 13.2%. Overall, case types in 11 civil categories increased versus 3 that decreased.

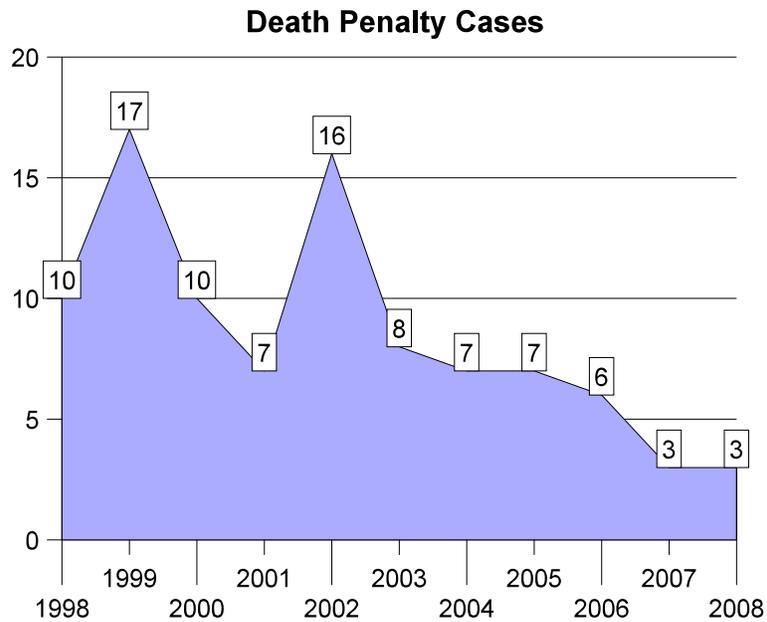
Changes in the Civil Docket 2007 - 2008							
Increase in Filings				Decrease in Filings			
Case Type	2007	2008	% Change 07-08	Case Type	2007	2008	% Change 07-08
Antitrust	4	19	375.0	Foreclosure	1101	49	-95.5
MDL	922	2,366	157.6	Unfair Competition	84	71	-15.5
Admiralty	3	5	66.7	Civil Rights	645	602	-6.7
Patent	37	53	43.2				
Tax	21	30	42.9				
Habeas (non-2255)	265	365	37.7				
General Civil	531	601	13.2				
Contract	376	411	9.3				
Personal Injury	230	239	3.9				
Admin. Reviews	242	251	3.7				
Labor Relations	300	311	3.7				



### Civil Case Filings



Death penalty case filings have declined steadily from a high of 16 in 2002 to 3 in 2008.

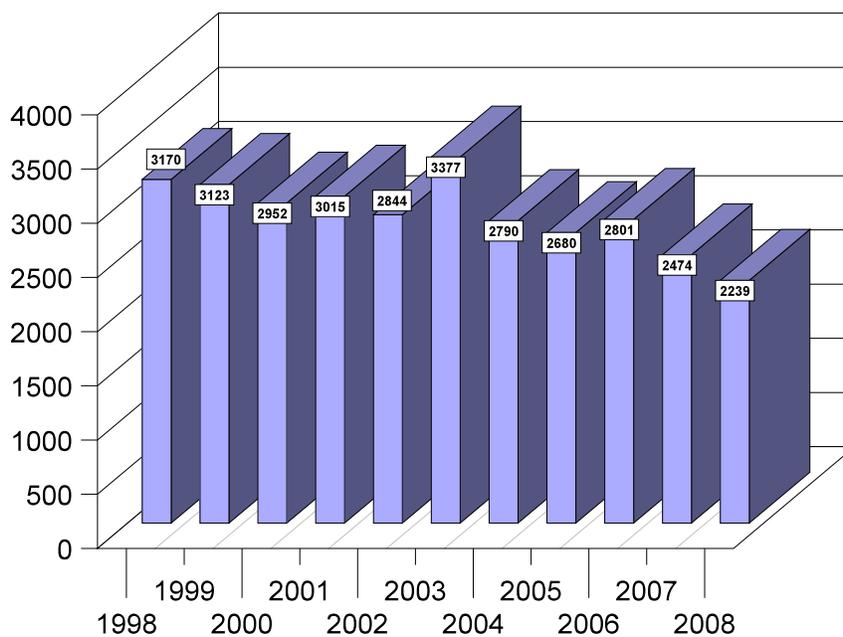


The district's civil case filings per authorized judgeship ranked 34<sup>th</sup> out of 94 in the nation and 4<sup>th</sup> out of 9 in the Sixth Circuit for the statistical year ending September 30, 2008. The district's civil case filings per authorized judgeship decreased from 379 at the close of September 2007 to 339 at the end of September 2008, while the national average for all district courts increased from 380 to 394.

Civil case closings, excluding MDL cases, decreased 16.7% from 3,891 in 2007 to 3,240 in 2008. The district also closed 892 MDL cases in 2008.

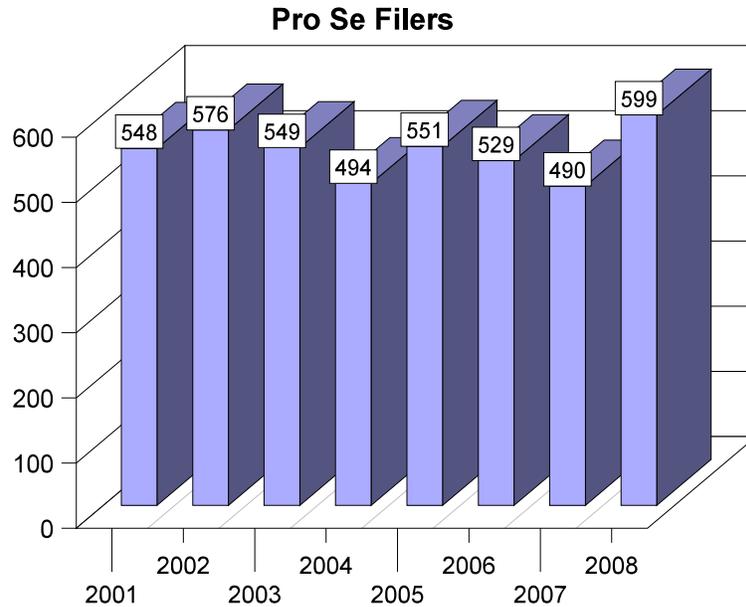
The number of pending civil cases increased 25.8% from 4,801 at the end of 2007 to 6,041 at the close of 2008. The increase was largely due to the number of MDL cases filed in the Welding Fumes Product Liability Litigation. Excluding MDL cases, the number of pending cases decreased 10.5% from 2,474 in 2007 to 2,239 in 2008.

**Pending Civil Cases (Non-MDL) 1998 - 2008**



Pending MDL Cases		
Judge	Case	# of Cases Pending
Carr	Heparin Products Liability (MDL 1953)	124
Economus	Travel Agent Commission (MDL 1561)	2
Gwin	Whirlpool Corporation (MDL 2001)	7
Katz	Ortho-McNeil (MDL 1742)	421
O'Malley	Sulzer (MDL 1401)	1
O'Malley	Commercial Money Center (MDL 1490)	29
O'Malley	Welding Rod (MDL 1535)	2,477
Oliver	National City Corporation (MDL 2003)	21
Polster	Gadolinium Contrast Dyes (MDL 1909)	428
<b>Total</b>		<b>3,510</b>

The number of pro se filings increased 22.2% from 490 in 2007 to 599 in 2008. This change was due to 45% increase in Habeas Corpus cases from 213 in 2007 to 308 in 2008.



The largest number of pro se filings continues to be Habeas Corpus cases followed by Prisoner - Civil Rights, Other Civil Rights, Mandamus and Jobs - Civil Rights.

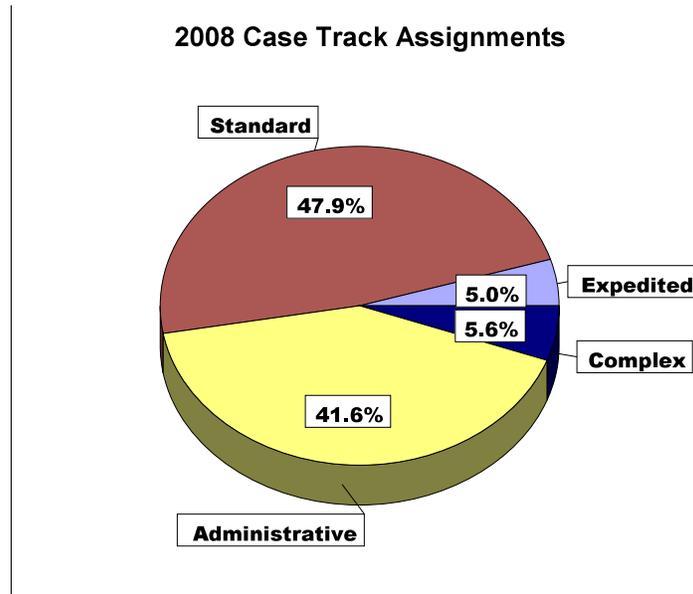
<b>Top Ten Case Types by Pro Se Filers 2001 - 2008</b>								
Description	2001	2002	2003	2004	2005	2006	2007	2008
Habeas Corpus	212	216	190	213	219	240	213	308
Prisoner - Civil Rights	99	92	133	97	107	92	93	110
Other Civil Rights	104	107	83	56	72	73	81	63
Mandamus	5	15	9	9	3	19	13	23
Jobs - Civil Rights	46	52	39	33	35	25	17	19
Prison Conditions	3	3	10	13	10	9	5	8
Other Statutory Actions	9	16	3	13	7	16	11	7
Consumer Credit	0	0	0	0	25	3	5	5
Other Contract Actions	5	12	6	3	4	6	10	5
Other Personal Injury	5	3	9	8	11	2	5	4

## Civil Justice Reform Act Efforts

### Differentiated Case Management

Pursuant to the Civil Justice Reform Act of 1990, the Northern District of Ohio adopted a Differentiated Case Management (DCM) plan that provides for the assignment of cases to appropriate tracks that operate under distinct and explicit rules, procedures and time frames for the completion of discovery and for trial. The DCM plan provides early involvement of a judicial officer in each case and establishes "event-date certainty" for case management and status conferences, discovery and motion cut-off dates, final pretrial conferences and trials. Under DCM, judicial officers review each case and assign it to one of five processing "tracks": expedited, standard, complex, administrative or mass tort. Each track employs case management guidelines tailored to the general requirements of similarly situated cases, and case management plans are issued to meet the specific needs of individual cases.

Of the 2,239 pending civil cases (excluding MDL) 1,423 were assigned to tracks at year end: 71 (5%) were assigned to the expedited track, 681 (47.9%) were assigned to the standard track, 79 (5.6%) were assigned to the complex track and 592 (41.6%) were assigned to the administrative track. Cases that have not received a track assignment are usually those cases that have been recently filed or those in which an early resolution is anticipated.



## **Pending Inventory Reduction Plan**

At the time the Court adopted its Differentiated Case Management plan, it also adopted a Pending Inventory Reduction Plan (PIRP) to assure the public and the bar that all cases, both new and old, would always receive a fair amount of the Court's attention. The PIRP focuses primarily on the needs of older cases but also addresses the fair and expeditious processing of all cases. The goals of the PIRP are that 1) no cases be pending which are over three years old, 2) no motions be pending more than six months, 3) no bench trials be awaiting rulings for more than six months, 4) no case be inactive for more than 90 days, 5) the median time from filing to disposition be reduced from the then 14 months to the national average of nine months and 6) the "Unassigned" docket be eliminated.

The number of civil cases three years and older decreased by 28.9% from 83 at the end of 2007 to 59 at the close of 2008. Since the district initiated its CJRA efforts, the number of cases three years and older has been reduced 85.2% from 399 cases at the close of 1991. The number of civil cases three years and older is now at its lowest level since 2000.

Pursuant to the Civil Justice Reform Act, all district courts must report the number of motions pending for at least six months at the close of every March and September. The number of motions pending six months or longer decreased for the third year in a row by 27.8%, to the lowest figure since 1992, from 162 in September 2007 to 117 in September 2008. Since September 1992, the number of motions pending six months or longer decreased 90% from 1,169.

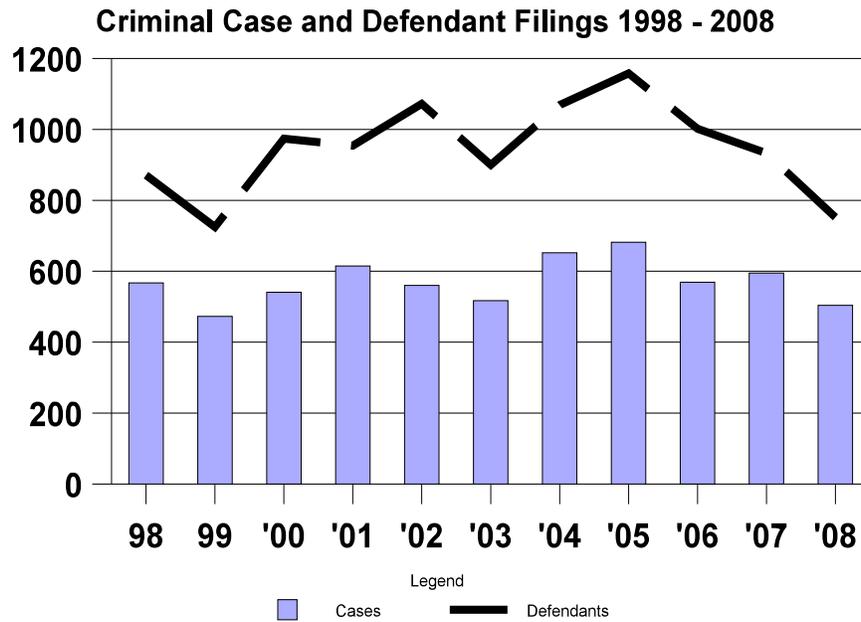
The median time from filing to disposition for all civil cases (including MDL), as reported by the Federal Court Management Statistics Judicial Workload Profile, decreased from 10.0 months in 2007 to 8.9 months in 2008. The average for all district courts is 8.1 months.

Other items included in the PIRP are well controlled. For instance, there were no bench trials awaiting a ruling for six months or longer at the end of 2008. Since the inception of the PIRP, the unassigned docket has been eliminated. The number of cases inactive for 90 days or more decreased 17.3% from 278 in 2007 to 230 at the end of 2008.

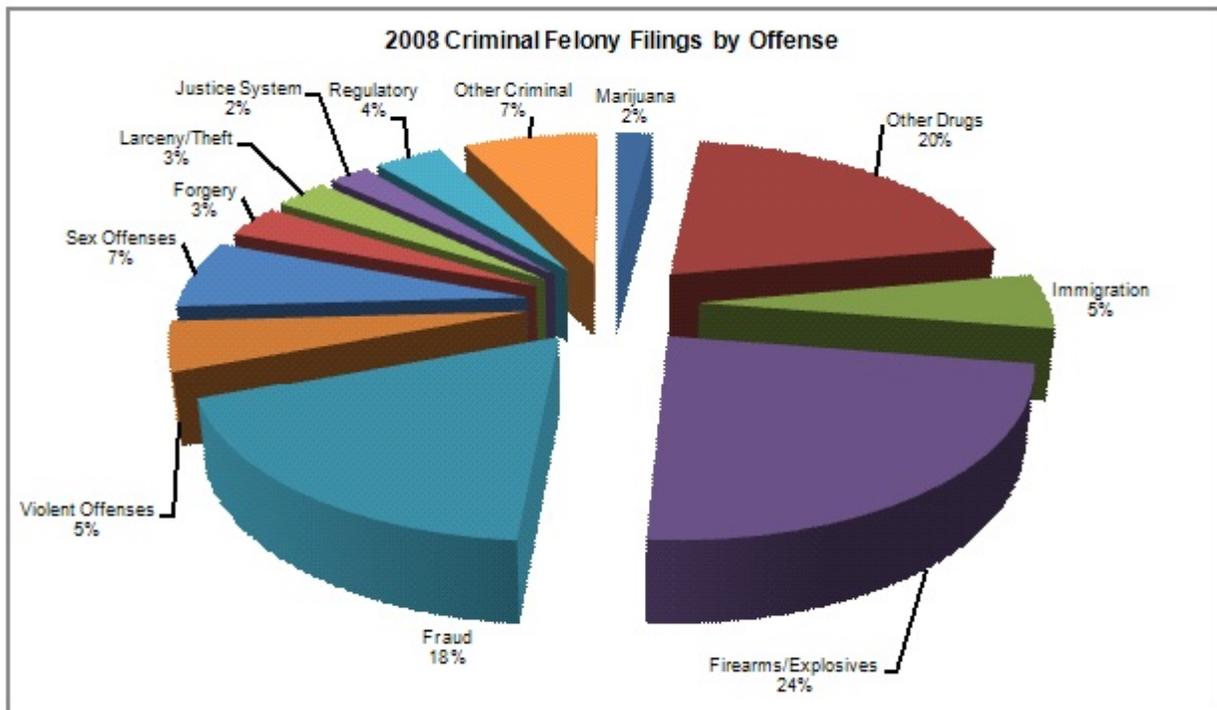
## Criminal Docket

While the case management techniques adopted by the Court under the CJRA are being applied to the civil caseload, the effects of the criminal docket on overall case management cannot be overlooked due to the priority criminal cases receive under The Speedy Trial Act of 1974.

Criminal case filings decreased 15.3% from 595 in 2007 to 504 in 2008 while the number of criminal defendants decreased 19.4% from 933 to 752.



<b>Cases</b>	567	473	541	615	560	517	652	682	569	595	504
<b>Defendants</b>	871	725	974	954	1072	900	1069	1158	1002	933	752



Compared to the national average, the number of criminal filings per judgeship in the Northern District of Ohio remains low. Criminal felony case filings per authorized judgeship decreased slightly during the year ending September 30th, from 46 in 2007 to 42 in 2008, while the national average for all district courts of 91 was 117% higher. Between 2007 and 2008 the national average increased 7% from 85 to 91. In 2008, the district ranked 78th out of 94 nationally and 8th out of 9 in the Sixth Circuit in criminal felony case filings per authorized judgeship.

Criminal case closings increased 1.3% from 552 in 2007 to 559 in 2008. Criminal defendant closings decreased 8.3% from 932 in 2007 to 855 in 2008.

The number of pending criminal cases decreased 2.2% from 448 at the close of 2007 to 438 at the end of 2008 while the number of pending criminal defendants decreased 17.7% from 787 at the close of 2007 to 648 at the end of 2008.

The number of prisoner petitions increased 26% from 481 in 2007 to 605 in 2008. Prisoner petitions (Prisoner - Civil Rights, Prison Conditions, Habeas Corpus, Mandamus, Death Penalty) remained relatively stable averaging 500 per year since 2001. However, 2008 saw a large increase over previous years due to a 37% increase in Habeas Corpus cases (268 to 367) and an 18% increase in Prisoner Rights cases (103 to 122).

<b>Prisoner Petitions 2001 - 2008</b>								
<b>Description</b>	<b>2001</b>	<b>2002</b>	<b>2003</b>	<b>2004</b>	<b>2005</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>
Motion to Vacate (2255)	90	65	83	65	76	77	75	80
Habeas Corpus	285	286	254	297	265	297	268	367
Habeas - Death Penalty	8	15	20	7	6	7	5	3
Mandamus and Other	6	17	10	11	5	28	24	24
Prisoner Civil Rights	110	100	139	108	114	95	103	122
Prison Conditions	3	3	12	14	9	9	6	9
Total	502	486	518	502	475	513	481	605

### **Motions to Reduce Sentences in Crack Cocaine Cases**

In 2008, the Court was impacted by the U.S. Sentencing Commission modifications to the statutory mandatory minimum penalties for crack cocaine offenses. As a result of these changes, some incarcerated offenders were eligible to receive a reduction in their sentence. Consequently, the Court received 536 motions for a reduction of sentence in crack cocaine cases, including many from prisoners who did not qualify for the reduction.

<b>Status of Crack Cocaine Motions As of April 30, 2009</b>		
Granted	304	57%
Denied	134	25%
Pending	70	13%
Moot	28	5%

### **Civil and Criminal Trials**

The Court conducted 36 civil and 34 criminal trials in 2008. According to the 2008 Federal Case Management Statistics Workload Profile, the district ranked 70th out of 94 districts in the nation and 6<sup>th</sup> out of 9 in the Sixth Circuit in the total number of trials completed per authorized judgeship during the year ending September 30, 2008. Although the number of trials is small, judicial officers spent a considerable amount of time resolving cases through settlement conferences. In 2008, there were 191 referrals from one judicial officer to another to conduct settlement conferences on behalf of their colleagues.

## Magistrate Judge Utilization

The role of the magistrate judges in the management of civil cases continues to be significant. In 2008, there were 280 consents to the jurisdiction of magistrate judges in civil cases. This represents a 15% increase over 2007 when there were 243 consents. However, since 2000 the number of consents has been declining. The decline is largely due to a large decrease in social security consents over the past six years.

Magistrate judges were the presiding judicial officers for 234 (7.2%) of the 3,240 civil cases that were resolved in 2008 and presided over 180 (8.0%) of the 2,239 civil cases pending at the end of the year.

<b>Magistrate Judge Consents</b>										
<b>Type</b>	<b>1999</b>	<b>2000</b>	<b>2001</b>	<b>2002</b>	<b>2003</b>	<b>2004</b>	<b>2005</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>
General Civil	199	231	278	246	228	256	154	135	116	143
Social Security	242	341	282	249	144	116	116	134	126	137
Habeas	4	2	0	2	6	2	3	2	1	0
<b>Total</b>	445	574	560	497	378	374	273	271	243	280

Magistrate judges conducted two civil jury trials and one bench trial in 2008. Magistrate judges regularly address discovery disputes between parties and also regularly conduct settlement conferences and preliminary criminal proceedings on behalf of the Court. Magistrate judges also assist the Court by frequently conducting jury voir dire. The Court continues to permit magistrate judges to accept pleas of guilty in criminal cases upon the consent of all counsel and the defendant pursuant to General Order 99-49 issued in October, 1999.

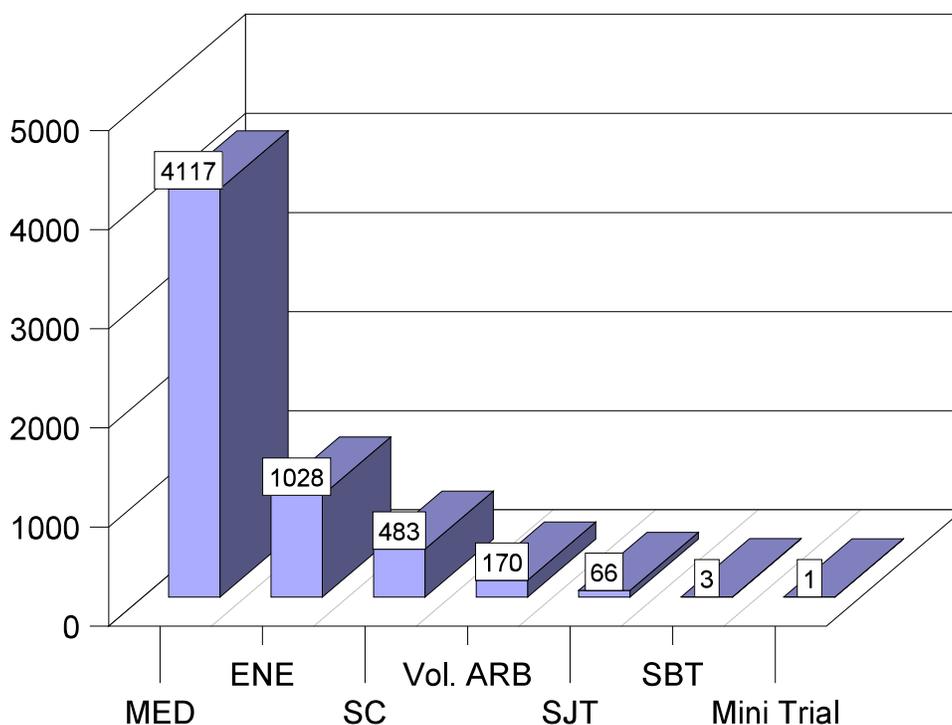
All social security matters and habeas corpus matters are referred to magistrate judges at the time of filing.

## Alternative Dispute Resolution

Section 16 of the Local Rules provides a broad menu of non-binding, court-annexed ADR processes designed to provide quicker, less expensive and generally more satisfying alternatives to traditional litigation. The rules provide guidelines for the use of Early Neutral Evaluation (ENE), Mediation, Arbitration, Summary Jury Trial, Summary Bench Trial and extra-judicial processes. The Court benefits greatly from the overwhelmingly pro bono services provided by the 260 plus attorneys who serve on its Federal Court Panel of Neutrals.

Since January 1, 1992, 5,868 cases have been referred to the district's court-annexed ADR program: 1,028 cases to Early Neutral Evaluation; 4,117 cases to Mediation; 170 cases to Arbitration; 66 cases to Summary Jury Trial; 483 cases to settlement conferences; three cases to Summary Bench Trial; and one case to a mini-trial process.

### Cases Referred to ADR 1992 - 2008



The number of cases referred to ADR increased 11% from 329 in 2007 to 372 in 2008. During 2008, nine cases were referred to ENE, 263 cases were referred to Mediation, two cases were referred to arbitration and 98 cases had settlement conferences conducted by judicial officers other than the one presiding over the case.

The number of cases referred to judicial officers has steady increased since 1992 when only 2.5% of referrals were made to judicial officers. In 2008, 66.6% of referrals were made to judicial officers.

<b>ADR Cases Referrals to Neutrals vs. Judicial Officers January 1, 1992 through December 31, 2008</b>					
<b>Year</b>	<b>Total</b>	<b>Neutral</b>	<b>%</b>	<b>Judicial Officer</b>	<b>%</b>
1992	361	352	97.5%	9	2.5%
1993	406	403	99.3%	3	0.7%
1994	402	382	95.0%	20	5.0%
1995	378	373	98.7%	5	1.3%
1996	347	333	96.0%	14	4.0%
1997	338	323	95.6%	15	4.4%
1998	346	330	95.4%	16	4.6%
1999	294	265	90.1%	29	9.9%
2000	259	236	91.1%	23	8.9%
2001	352	290	82.4%	62	17.6%
2002	287	184	64.1%	103	35.9%
2003	319	190	59.6%	129	40.4%
2004	303	160	52.8%	143	47.2%
2005	318	163	51.3%	155	48.7%
2006	454	328	72.2%	126	27.8%
2007	322	153	47.5%	169	52.5%
2008	287	96	33.4%	191	66.6%
<b>Totals</b>	<b>5,772</b>	<b>4,561</b>	<b>79.0%</b>	<b>1,212</b>	<b>21.0%</b>

Of the 5,758 cases completing ADR, approximately 30% of the cases were resolved either by settlement or binding arbitration award, including 208 cases through ENE, 1,270 cases through Mediation, 21 cases through Arbitration, 9 cases settled following Summary Jury Trials, 1 case settled following a Summary Bench Trial, 1 case settled as result of mini-trial process and 238 cases settled following a settlement conference.

Fifteen percent of the cases were resolved after the actions were referred to ADR but before the ADR proceedings took place. Cases in this category include default judgments and dismissed actions where the parties settled without the necessity of ADR.

Seven percent of the cases referred to ADR were withdrawn from the process prior to the ADR proceedings being conducted (for various reasons including remands of actions to a state court, automatic bankruptcy stays, parties filing non-consent to voluntary arbitration and the return of actions to chambers for ruling on dispositive motions).

Forty-eight percent of the cases completing ADR were returned to chambers for post-ADR settlement negotiations. Cases returned to chambers should not be considered ADR failures. Frequently, the ADR process narrows the issues and sets the stage for future settlement negotiations.



## **Attachments**

- Attachment 1: District Court Judicial Caseload Profile
- Attachment 2: District Court Vacant Judgeship Months
- Attachment 3: Civil Case Filings
- Attachment 4: Civil Case Filings by Category
- Attachment 5: Civil Case Filings By Division (Eastern and Western)
- Attachment 6: Total Civil Case Filings Per Judgeship (Includes Asbestos)
- Attachment 7: Weighted Civil Case Filings Per Judgeship (Includes Asbestos)
- Attachment 8: Civil Case Closings
- Attachment 9: Civil Cases Pending At Year End
- Attachment 10: Cases Three Years and Older
- Attachment 11: Criminal Case Filings
- Attachment 12: Total Criminal Felony Case Filings Per Judgeship
- Attachment 13: Criminal Case Closings
- Attachment 14: Pending Criminal Cases
- Attachment 15: Civil and Criminal Trials
- Attachment 16: Track Assignments of Civil Cases Closed in 2008 (Excludes Asbestos and MDL)
- Attachment 17: Track Assignments of Pending Civil Cases as of December 31, 2008 (Excludes Asbestos and MDL)
- Attachment 18: Alternative Dispute Resolution Referrals
- Attachment 19: Disposition of Cases Completing ADR
- Attachment 20: Overall Disposition of ADR Cases Neutrals vs. Judicial Officers
- Attachment 21: Motions Pending Six Months or More
- Attachment 22: Median Time in Months From Filing to Disposition
- Attachment 23: Bench Trials Awaiting Rulings Six Months or More

- Attachment 24: Civil Cases Inactive 90 or More Days
- Attachment 25: Civil Case Closings by Status of Judicial Officer (Excludes Asbestos and MDL)
- Attachment 26: Pending Civil Case Loads at Year End by Judicial Status (Excludes Asbestos and MDL)

Attachment 1  
U.S. DISTRICT COURT - JUDICIAL CASELOAD PROFILE

			12-MONTH PERIOD ENDING SEPTEMBER 30							
OHIO NORTHERN			2008	2007	2006	2005	2004	2003	Numerical Standing	
OVERALL CASELOAD STATISTICS	Filings*		4,895	5,386	5,219	8,854	10,442	4,531	U.S.	Circuit
	Terminations		5,693	6,136	6,894	4,885	7,151	14,721		
	Pending		4,978	5,772	6,884	9,123	7,323	5,361		
	% Change in Total Filings	Over Last Year		-9.1					80	9
Over Earlier Years				-6.2	-44.7	-53.1	8.0	14	1	
Number of Judgeships			12	12	12	12	12	12		
Vacant Judgeship Months**			0	5.2	12.9	9.0	.0	4.6		
ACTIONS PER JUDGESHIP	FILINGS	Total	408	450	435	738	870	378	49	6
		Civil	339	379	366	663	797	312	34	4
		Criminal Felony	42	46	48	55	53	42	78	8
		Supervised Release Hearings**	27	25	21	20	20	24	34	4
	Pending Cases		415	481	574	760	610	447	32	4
	Weighted Filings**		378	377	402	467	452	421	62	9
	Terminations		474	511	575	407	596	1,227	30	2
	Trials Completed		14	17	14	10	10	10	70	6
MEDIAN TIMES (months)	From Filing to Disposition	Criminal Felony	7.1	7.3	7.0	7.1	6.4	6.6	26	2
		Civil**	8.9	10.0	13.5	6.3	8.6	13.7	48	2
	From Filing to Trial** (Civil Only)		23.0	20.0	22.3	17.5	20.7	22.0	27	1
OTHER	Civil Cases Over 3 Years Old**	Number	779	585	321	587	76	61		
		Percentage	16.9	11.0	5.0	6.8	1.1	1.2	8.9	9
	Average Number of Felony Defendants Filed Per Case		1.6	1.6	1.7	1.8	1.6	1.8		
	Jurors	Avg. Present for Jury Selection	52.33	48.10	34.27	33.58	36.63	34.75		
		Percent Not Selected or Challenged	29.7	34.7	31.1	28.7	32.5	24.3		

2008 CIVIL AND CRIMINAL FELONY FILINGS BY NATURE OF SUIT AND OFFENSE													
Type of	TOTAL	A	B	C	D	E	F	G	H	I	J	K	L
Civil	4068	255	952	588	39	277	306	483	203	130	505	19	291
Criminal*	506	10	102	27	120	92	24	33	16	15	11	19	37

- Civil
  - A = SOCIAL SECURITY
  - B = RECOVERY OF OVERPAYMENTS AND ENFORCEMENT OF JUDGMENTS
  - C = PRISONER PETITIONS
  - D = FORFEITURES AND PENALTIES AND TAX SUITS
  - E = REAL PROPERTY
  - F = LABOR SUITS
  - G = CONTRACTS
  - H = TORTS
  - I = COPYRIGHT, PATENT AND TRADEMARK
  - J = CIVIL RIGHTS
  - K = ANTITRUST
  - L = ALL OTHER CIVIL
- Criminal
  - A = IMMIGRATION
  - B = EMBEZZLEMENT
  - C = WEAPONS AND FIREARMS
  - D = ESCAPE
  - E = BURGLARY AND LARCENY
  - F = DRUGS
  - G = NOT IN USE
  - H = FORGERY AND COUNTERFEITING
  - I = FRAUD
  - J = HOMICIDE AND ASSAULT
  - K = ROBBERY
  - L = ALL OTHER CRIMINAL

## Attachment 2

<b>District Court Vacant Judgeship Months</b>				
<b>Source: Federal Management Statistics Profile</b>				
September	U.S. Total	% Change	ND of OH	% Change
1991	1227.6	--	25.1	--
1992	1313.4	7.0%	47.7	90.0%
1993	1199.9	-8.6%	60.0	25.8%
1994	1104.3	-8.0%	49.0	-18.3%
1995	642.0	-41.9%	19.8	-59.6%
1996	571.7	-11.0%	6.5	-67.2%
1997	791.7	38.5%	23.0	253.8%
1998	720.2	-9.0%	11.6	-49.6%
1999	566.5	-21.3%	7.1	-38.8%
2000	597.5	5.5%	12.0	69.0%
2001	749.9	25.5%	12.0	0.0%
2002	793.4	5.8%	12.0	0.0%
2003	444.8	-43.9%	4.6	-61.7%
2004	303.3	-31.8%	0.00	-100.0%
2005	309.2	1.9%	9.0	0.0%
2006	399.3	29.1%	12.9	43.3%
2007	424.7	6.4%	5.2	-59.7%
2008	397.9	-6.3%	0.00	-100.0%

### Attachment 3

<b>Civil Case Filings</b>					
December	Traditional <sup>1</sup>	Asbestos	MDL	Total	% Change
1991	3,386	5,873	0	9,259	--
1992	3,547	1,523	0	5,070	-45.2%
1993	3,550	4,319	0	7,869	55.2%
1994	3,422	4,163	0	7,585	-3.6%
1995	3,601	5,184	0	8,785	15.8%
1996	3,625	6,010	0	9,635	9.7%
1997	4,328	5,325	0	9,653	0.2%
1998	3,915	4,997	0	8,912	-7.7%
1999	4,120	3,269	0	7,389	-17.1%
2000	4,147	2,430	0	6,577	-11.0%
2001	3,880	10,841	213	14,934	127.1%
2002	3,555	1,212	226	4,993	-66.6%
2003	3,524	38	4,197	7,759	55.4%
2004	3,449	76	4,731	8,256	6.4%
2005	3,565	20	2,305	5,890	-28.7%
2006	3,298	9	639	3,946	-33.0%
2007	3,842	11	911	4,764	20.7%
2008	3,010	9	2,357	5,376	12.8%

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<sup>1</sup> Excludes Asbestos and MDL cases.

### Attachment 4

Civil Case Filings by Category															
Case Category	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	% Change 2007-2008	% Change 1996-2008
Admiralty	14	18	18	11	23	21	14	8	12	12	7	3	5	66.67	-64.3
Antitrust	3	5	10	3	5	12	15	11	6	8	5	4	19	375.00	533.3
Civil Rights	998	993	1032	938	930	900	789	740	684	690	640	645	602	-6.67	-39.7
Contract	378	391	370	397	431	535	537	461	429	373	338	376	411	9.31	8.7
MDL	0	0	0	0	0	0	23	13	2	0	6	0	0	0.00	0.0
Habeas--non §2255)	201	354	402	326	319	287	287	255	295	264	301	265	365	37.74	81.6
Labor Relations	380	386	333	362	432	419	399	390	396	616	315	300	311	3.67	-18.2
MDL	0	0	0	0	0	0	0	0	8	1	0	0	7	0.00	0.0
Patent	39	53	51	27	44	47	39	38	40	40	46	37	53	43.24	35.9
Personal Injury	410	782	378	347	281	447	494	262	332	530	307	230	239	3.91	-41.7
Asbestos	6010	5325	4997	3269	2430	10841	1212	38	76	20	9	11	9	-18.18	-99.9
MDL	0	0	0	0	0	213	203	4184	4723	2304	601	911	2350	157.96	0.0
Administrative Reviews	299	381	395	493	510	370	333	237	230	242	307	242	251	3.72	-16.0
Tax	37	34	33	19	21	34	28	31	26	22	30	21	30	42.86	-18.9
Unfair Competition	56	79	88	86	82	52	52	59	61	89	98	84	71	-15.48	26.8
General Civil	735	837	776	1087	1055	737	546	1016	895	474	518	531	601	13.18	-18.2
Foreclosures	56	12	19	7	4	12	6	8	34	198	374	1101	49	-95.55	-12.5
Death Penalty	19	3	10	17	10	7	16	8	7	7	6	3	3	0.00	-84.21
<b>Total</b>	<b>9635</b>	<b>9653</b>	<b>8912</b>	<b>7389</b>	<b>6577</b>	<b>14934</b>	<b>4993</b>	<b>7759</b>	<b>8256</b>	<b>5890</b>	<b>3908</b>	<b>4764</b>	<b>5376</b>	<b>12.8</b>	<b>-44.2</b>

## Attachment 5

## Civil Case Filings By Division (Eastern and Western)

2006	Civil		MDL		Foreclosures		Asbestos	Total
	Eastern	Western	Eastern	Western	Eastern	Western		
Admiralty	7	0	0	0	0	0	0	7
Antitrust	5	0	0	0	0	0	0	5
Civil Rights	508	132	0	0	0	0	0	640
Contract	270	68	6	0	0	0	0	344
Habeas-non-2255	252	49	0	0	0	0	0	301
Labor Relations	249	66	0	0	0	0	0	315
Patent	38	8	0	0	0	0	0	46
Personal Injury	236	71	278	323	0	0	9	917
Administrative Reviews	278	29	0	0	0	0	0	307
Tax	23	7	0	0	0	0	0	30
Unfair Competition	80	18	0	0	0	0	0	98
General Civil	437	81	0	0	372	2	0	892
Death Penalty	4	2	0	0	0	0	0	6
<b>Total</b>	<b>2387</b>	<b>531</b>	<b>284</b>	<b>323</b>	<b>372</b>	<b>2</b>	<b>9</b>	<b>3908</b>
2007	Civil		MDL		Foreclosures		Asbestos	Total
	Eastern	Western	Eastern	Western	Eastern	Western		
Admiralty	3	0	0	0	0	0	0	3
Antitrust	3	1	0	0	0	0	0	4
Civil Rights	502	143	0	0	0	0	0	645
Contract	307	69	0	0	0	0	0	376
Habeas-non-2255	228	37	0	0	0	0	0	265
Labor Relations	228	72	0	0	0	0	0	300
Patent	32	5	0	0	0	0	0	37
Personal Injury	165	65	147	764	0	0	11	1152
Administrative Reviews	196	46	0	0	0	0	0	242
Tax	15	6	0	0	0	0	0	21
Unfair Competition	68	16	0	0	0	0	0	84
General Civil	456	75	0	0	1030	71	0	1632
Death Penalty	2	1	0	0	0	0	0	3
<b>Total</b>	<b>2205</b>	<b>536</b>	<b>147</b>	<b>764</b>	<b>1030</b>	<b>71</b>	<b>11</b>	<b>4764</b>
2008	Civil		MDL		Foreclosures		Asbestos	Total
	Eastern	Western	Eastern	Western	Eastern	Western		
Admiralty	2	3	0	0	0	0	0	5
Antitrust	17	2	0	0	0	0	0	19
Civil Rights	446	156	0	0	0	0	0	602
Contract	340	71	0	0	0	0	0	411
Habeas-non-2255	315	50	0	0	0	0	0	365
Labor Relations	254	57	7	0	0	0	0	318
Patent	46	7	0	0	0	0	0	53
Personal Injury	165	83	1985	356	0	0	9	2598
Administrative Reviews	199	52	0	0	0	0	0	251
Tax	20	10	0	0	0	0	0	30
Unfair Competition	61	10	0	0	0	0	0	71
General Civil	463	128	10	0	40	9	0	650
Death Penalty	2	1	0	0	0	0	0	3
<b>Total</b>	<b>2330</b>	<b>630</b>	<b>2002</b>	<b>356</b>	<b>40</b>	<b>9</b>	<b>9</b>	<b>5376</b>

Attachment 6

Total Civil Case Filings Per Judgeship (Includes Asbestos)				
Source: Federal Management Statistics Profile				
September	U.S. Avg.	% Change	ND of OH	% Change
1991	377	--	403	--
1992	409	8.5%	412	2.2%
1993	407	-0.5%	683	65.8%
1994	413	1.5%	663	-2.9%
1995	434	5.1%	721	8.7%
1996	471	8.5%	802	11.2%
1997	480	1.9%	833	3.9%
1998	467	-2.7%	856	2.8%
1999	403	-13.7%	569	-33.5%
2000	396	-1.7%	654	14.9%
2001	377	-4.8%	447	-31.7%
2002	413	9.5%	1,173	162.4%
2003	372	-9.9%	312	-73.4%
2004	414	11.3%	797	155.4%
2005	374	-9.7%	663	-16.8%
2006	383	2.4%	366	-44.8%
2007	380	-0.8%	379	3.6%
2008	394	3.7%	339	-10.6%

Attachment 7

<b>Weighted Civil Case Filings Per Judgeship (Includes Asbestos)</b> <b>Source: Federal Management Statistics Profile</b>				
September	U.S. Avg.	% Change	ND of OH	% Change
1991	386	--	349	--
1992	412	6.7%	370	6.0%
1993	419	1.7%	441	19.2%
1994	419	0.0%	415	-5.9%
1995	448	6.9%	424	2.2%
1996	472	5.4%	486	14.6%
1997	504	6.8%	503	3.5%
1998	484	-4.0%	509	1.2%
1999	480	-0.8%	428	-15.9%
2000	486	1.3%	463	8.2%
2001	486	0.0%	442	-4.5%
2002	504	3.7%	535	21.0%
2003	498	-1.2%	421	-21.3%
2004	529	6.2%	452	7.4%
2005	489	-7.6%	467	3.3%
2006	464	-5.1%	402	-13.9%
2007	477	2.8%	377	-6.2%
2008	472	-1.0%	378	0.3%

## Attachment 8

<b>Civil Case Closings</b>					
December	Traditional <sup>2</sup>	Asbestos	MDL	Total	% Change
1991	3,655	3,653	0	7,308	--
1992	3,829	2,754	0	6,583	-9.9%
1993	3,485	24	0	3,509	-46.7%
1994	3,348	38	0	3,386	-3.5%
1995	3,690	20	0	3,710	9.6%
1996	4,183	6	0	4,189	12.9%
1997	3,947	4	0	3,951	-5.7%
1998	4,393	5	0	4,398	11.3%
1999	4,181	34,926	0	39,107	789.2%
2000	4,322	4,272	0	8,594	-78.0%
2001	3,826	2	0	3,828	-55.5%
2002	3,723	5	0	3,728	-2.6%
2003	3,497	10,614	10	14,121	278.8%
2004	3,450	625	5,008	9,083	-35.7%
2005	3,657	17	639	4,313	-52.5%
2006	3,440	20	2,769	6,229	44.4%
2007	3,891	12	2,061	5,964	-4.3%
2008	3,240	8	894	4,142	-30.6%

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<sup>2</sup>

Excludes Asbestos and MDL cases.

## Attachment 9

<b>Cases Pending At Year End</b>					
December	Traditional <sup>3</sup>	Asbestos	MDL	Total	% Change
1991	3,568	5,078	0	8,646	--
1992	3,372	3,943	0	7,315	-15.4%
1993	3,543	8,241	0	11,784	61.1%
1994	3,689	12,366	0	16,055	36.2%
1995	3,740	17,485	0	21,225	32.2%
1996	3,244	23,489	0	26,733	26.0%
1997	3,630	28,810	0	32,440	21.3%
1998	3,170	33,791	0	36,961	13.9%
1999	3,123	2,119	0	5,242	-85.8%
2000	2,952	277	0	3,229	-38.4%
2001	3,015	9,948	203	13,166	307.7%
2002	2,844	11,104	75	14,023	6.5%
2003	3,377	585	4,245	8,207	-41.5%
2004	2,790	13	3,965	6,768	-17.5%
2005	2,680	15	5,617	8,312	22.8%
2006	2,801	9	3,454	6,264	-24.6%
2007	2,474	3	2,324	4,801	-23.4%
2008	2,239	3	3,799	6,041	25.8%

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<sup>3</sup>

Excludes Asbestos and MDL cases.

## Attachment 10

<b>Cases Three Years and Older</b>		
December	Cases	% Change
1991	399	--
1992	177	-55.6%
1993	144	-18.6%
1994	178	23.6%
1995	163	-8.4%
1996	145	-11.0%
1997	115	-20.7%
1998	102	-11.3%
1999	92	-9.8%
2000	58	-37.0%
2001	65	12.1%
2002	87	33.8%
2003	72	-17.2%
2004	71	-1.4%
2005	95	33.8%
2006	93	-2.1%
2007	83	-10.8%
2008	59	-28.9%

Attachment 11

Criminal Case Filings				
December	Cases	% Change	Defendants	% Change
1991	430	--	684	--
1992	545	26.7%	796	16.4%
1993	462	-15.2%	669	-16.0%
1994	479	3.7%	677	1.2%
1995	494	3.1%	736	8.7%
1996	451	-8.7%	713	-3.1%
1997	479	6.2%	792	11.1%
1998	567	18.4%	871	10.0%
1999	473	-16.6%	725	-16.8%
2000	541	14.4%	974	34.3%
2001	615	13.7%	954	-2.1%
2002	560	-8.9%	1,072	12.4%
2003	517	-7.7%	900	-16.0%
2004	652	26.1%	1,069	18.8%
2005	682	4.6%	1,158	8.3%
2006	569	-16.6%	1,002	-13.5%
2007	595	4.6%	933	-6.9%
2008	504	-15.3%	752	-19.4%

Attachment 12

<b>Total Criminal Felony Case Filings Per Judgeship</b> <b>Source: Federal Management Statistics Profile</b>				
September	U.S. Avg.	% Change	ND of OH	% Change
1991	52	--	37	--
1992	54	3.8%	40	8.1%
1993	53	-1.9%	45	12.5%
1994	49	-7.5%	38	-15.6%
1995	51	4.1%	39	2.6%
1996	55	7.8%	36	-7.7%
1997	60	9.1%	34	-5.6%
1998	69	15.0%	46	35.3%
1999	74	7.2%	40	-13.0%
2000	78	5.4%	42	5.0%
2001	77	-1.3%	50	19.0%
2002	84	9.1%	48	-4.0%
2003	87	3.6%	42	-12.5%
2004	88	1.1%	53	26.2%
2005	87	-1.1%	55	3.8%
2006	84	-3.4%	48	-12.7%
2007	85	1.2%	46	-4.2%
2008	91	7.1%	42	-8.7%

Attachment 13

<b>Criminal Case Closings</b>				
<b>December</b>	<b>Cases</b>	<b>% Change</b>	<b>Defendants</b>	<b>% Change</b>
1991	448	--	635	--
1992	476	6.3%	731	15.1%
1993	523	9.9%	771	5.5%
1994	463	-11.5%	643	-16.6%
1995	505	9.1%	748	16.3%
1996	497	-1.6%	727	-2.8%
1997	461	-7.2%	732	0.7%
1998	530	15.0%	888	21.3%
1999	542	2.3%	799	-10.0%
2000	489	-9.8%	828	3.6%
2001	568	16.2%	937	13.2%
2002	575	1.2%	988	5.4%
2003	578	0.5%	975	-1.3%
2004	562	-2.8%	877	-10.1%
2005	665	18.3%	1,137	29.6%
2006	633	-4.8%	1,286	13.1%
2007	552	-12.8%	932	-27.5%
2008	559	1.3%	855	-8.3%

Attachment 14

<b>Pending Criminal Cases</b>				
<b>December</b>	<b>Cases</b>	<b>% Change</b>	<b>Defendants</b>	<b>% Change</b>
1991	303	--	508	--
1992	372	22.8%	578	13.78%
1993	307	-17.5%	450	-22.15%
1994	336	9.4%	516	14.67%
1995	329	-2.1%	518	0.39%
1996	295	-10.3%	506	-2.32%
1997	318	7.8%	569	12.45%
1998	364	14.5%	565	-0.70%
1999	294	-19.2%	485	-14.16%
2000	345	17.3%	630	29.90%
2001	405	17.4%	645	2.38%
2002	403	-0.5%	721	11.78%
2003	377	-6.5%	655	-9.15%
2004	475	26.0%	847	29.31%
2005	496	4.4%	865	2.13%
2006	443	-10.7%	794	-8.21%
2007	448	1.1%	787	-0.88%
2008	438	-2.2%	648	-17.66%

Attachment 15

Civil and Criminal Trials						
December	Civil Trials	% Change	Criminal Trials	% Change	Total Trials*	% Change
1991	100	--	55	--	155	--
1992	104	4.0%	56	1.8%	160	3.2%
1993	103	-1.0%	58	3.6%	161	0.6%
1994	97	-5.8%	50	-13.8%	147	-8.7%
1995	120	23.7%	66	32.0%	186	26.5%
1996	157	30.8%	46	-30.3%	203	9.1%
1997	131	-16.6%	54	17.4%	185	-8.9%
1998	129	-1.5%	53	-1.9%	182	-1.6%
1999	111	-14.0%	43	-18.9%	154	-15.4%
2000	113	1.8%	38	-11.6%	151	-1.9%
2001	88	-22.1%	46	21.1%	134	-11.3%
2002	61	-30.7%	50	8.7%	111	-17.2%
2003	60	-1.6%	49	-2.0%	109	-1.8%
2004	53	-11.7%	52	6.1%	105	-3.7%
2005	43	-18.9%	54	3.8%	97	-7.6%
2006	56	30.2%	43	-20.4%	99	2.1%
2007	52	-7.1%	53	23.3%	105	6.1%
2008	36	-30.8%	34	-35.8%	70	-33.3%

\* Figures for 1991 and 1992 do not include trials conducted by Magistrate Judges.

Attachment 16

Track Assignments of Civil Cases Closed in 2008 (Excludes Asbestos and MDL)					
Track	# of Closed Cases	Average Days Pending	Percentage of Cases	Percentage of Cases Assigned to Tracks	Percentage of Cases Assigned to Non-Administrative Tracks
Expedited	97	373	3.0	5.7	10.0
Standard	832	448	25.7	48.9	85.6
Complex	43	1010	1.3	2.5	4.4
Mass Tort	0	0	0.0	0.0	0.0
Administrative	729	327	22.5	42.9	
Unassigned:					
< 120 days	814	68	25.1		
120 + days	725	331	22.4		
Total	3,240				

Attachment 17

Track Assignments of Pending Civil Cases as of December 31, 2008 (Excludes Asbestos and MDL)				
Track	# of Pending Cases	Percentage of Cases	Percentage of Cases Assigned to Tracks	Percentage of Cases Assigned to Non-Administrative Tracks
Expedited	71	3.17	4.93	8.45
Standard	681	30.4	47.9	82.1
Complex	79	3.5	5.5	9.4
Mass Tort	0	0.0	0.0	0.0
Administrative	592	26.4	41.7	
Unassigned:				
< 120 days	483	21.6		
120 + days	333	14.9		
Total	2,239			

## Attachment 18

Alternative Dispute Resolution								
	ENE	MED	ARB	SJT	SBT	Other	SC <sup>4</sup>	Total
1992	181	142	16	22				361
1993	158	227	7	14				406
1994	128	244	5	22	2	1		402
1995	135	236	6		1			378
1996	94	249	2	2				347
1997	72	258	7	1				338
1998	37	301	8					346
1999	40	252	1	1				294
2000	38	220	1					259
2001	36	312	3	1				352
2002	21	258	6	1			1	287
2003	14	238	5				62	319
2004	18	190	4				91	303
2005	21	199	7	2			89	318
2006	13	305	81				58	457
2007	13	223	9				84	329
2008	9	263	2				98	372
Grand Total	1028	4,117	170	66	3	1	483	5,868
% Change 07-08	44.4%	-15.2%	350.0%				-14.3%	-11.6%
% Change 92-08	-95.0%	85.2%	-87.5%	-100.0%				3.0%
Total as % of Grand Total	17.5%	70.2%	2.9%	1.1%	0.1%	0.0%	8.2%	100.0%

4

Denotes settlement conference.

Attachment 19

<b>Disposition of Cases Completing ADR</b>								
	ENE	MED	ARB	SJT	SBT	OTHER	SC <sup>5</sup>	TOTAL
Withdrawn from ADR	50	254	93	16			1	414
	5%	6%	56%	24%				7%
Resolved Prior to ADR	117	620	38	30	2		42	849
	11%	15%	23%	45%	67%		9%	15%
Resolved Through ADR	208	1,270	21	9	1	1	238	1,748
	20%	31%	13%	14%	33%	100%	52%	30%
Settlement Negotiations and Case Processing to Continue	653	1,897	13	11			173	2,747
	64%	47%	8%	17%			38%	48%
Total	1,028	4,041	165	66	3	1	454	5,758
<b>Percentages may not total to 100% due to rounding.</b>								

5

Denotes settlement conference.

Attachment 20

Overall Disposition of ADR Cases Neutrals vs. Judicial Officers												
			Returned to Chambers		Settled Prior		Withdrawn		Settled Through		Overall % of Total	
Year	Total Cases Referred to ADR	Total ADR Cases Pending	Neutral	Judicial Officer	Neutral	Judicial Officer	Neutral	Judicial Officer	Neutral	Judicial Officer	Neutral	Judicial Officer
1992	361	0	196	1	48	3	32	1	76	4	352	9
			54%	0%	13%	1%	9%	0%	21%	1%	98%	2%
1993	406	0	206	2	69		31	1	97		403	3
			51%	0%	17%	0%	8%	0%	24%	0%	99%	1%
1994	402	0	222	7	49	6	29	6	82	1	382	20
			55%	2%	12%	1%	7%	1%	20%	0%	95%	5%
1995	378	0	219	3	49		19		86	2	373	5
			58%	1%	13%	0%	5%	0%	23%	1%	99%	1%
1996	347	0	192	6	38		14	1	89	7	333	14
			55%	2%	11%	0%	4%	0%	26%	2%	96%	4%
1997	338	0	178	7	41	1	21	3	83	4	323	15
			53%	2%	12%	0%	6%	1%	25%	1%	96%	4%
1998	346	0	163	9	53	2	29		85	5	330	16
			47%	3%	15%	1%	8%	0%	25%	1%	95%	5%
1999	294	0	135	15	44	5	22	4	64	5	265	29
			46%	5%	15%	2%	7%	1%	22%	2%	90%	10%
2000	259	0	126	6	31	4	14	1	65	12	236	23
			49%	2%	12%	2%	5%	0%	25%	5%	91%	9%

**Overall Disposition of ADR Cases  
Neutrals vs. Judicial Officers**

			Returned to Chambers		Settled Prior		Withdrawn		Settled Through		Overall % of Total	
Year	Total Cases Referred to ADR	Total ADR Cases Pending	Neutral	Judicial Officer	Neutral	Judicial Officer	Neutral	Judicial Officer	Neutral	Judicial Officer	Neutral	Judicial Officer
2001	352	0	142	22	56	3	17	2	75	35	290	62
			40%	6%	16%	1%	5%	1%	21%	10%	82%	83%
2002	287	0	80	41	34	4	7	3	63	55	184	103
			28%	14%	12%	1%	2%	1%	22%	19%	64%	36%
2003	319	0	65	41	37	13	16	1	72	74	190	129
			20%	13%	12%	4%	5%	0%	23%	23%	60%	40%
2004	303	0	68	53	32	22	9	3	51	65	160	143
			22%	17%	11%	7%	3%	1%	17%	21%	53%	47%
2005	318	0	68	59	40	7	17	3	38	86	163	155
			21%	19%	13%	2%	5%	1%	12%	27%	51%	49%
2006	457	3	109	53	63	12	88	2	68	59	328	126
			24%	12%	14%	3%	19%	0%	15%	13%	72%	28%
2007	329	7	65	74	35	13	12	2	41	80	153	169
			20%	22%	11%	4%	4%	1%	12%	24%	47%	51%
2008	372	84	31	87	25	10	1	3	39	91	96	191
			8%	23%	7%	3%	0%	1%	10%	24%	26%	51%
<b>Totals</b>	<b>5868</b>	<b>94</b>	<b>2265</b>	<b>486</b>	<b>744</b>	<b>105</b>	<b>378</b>	<b>36</b>	<b>1174</b>	<b>585</b>	<b>4561</b>	<b>1212</b>
			<b>39%</b>	<b>8%</b>	<b>13%</b>	<b>2%</b>	<b>6%</b>	<b>1%</b>	<b>20%</b>	<b>10%</b>	<b>78%</b>	<b>21%</b>

## Attachment 21

<b>Motions Pending Six Months or More</b>		
September	Motions	% Change
1992	1,169	--
1993	1,420	21.5%
1994	273	-80.8%
1995	546	100.0%
1996	494	-9.5%
1997	375	-24.1%
1998	145	-61.3%
1999	312	115.2%
2000	179	-42.6%
2001	130	-27.4%
2002	232	78.5%
2003	166	-28.4%
2004	194	16.9%
2005	203	4.6%
2006	180	-11.3%
2007	162	-10.0%
2008	117	-27.8%

## Attachment 22

Median Time in Months from Filing to Disposition Source: Federal Management Statistics Profile				
September	U.S. Avg.	% Change	ND of OH	% Change
1991	10	--	20	--
1992	9	-10.0%	6	-70.0%
1993	8	-11.1%	2	-66.7%
1994	8	0.0%	4	100.0%
1995	8.9	11.3%	5.4	35.0%
1996	7.0	-21.3%	3.4	-37.0%
1997	8.4	20.0%	2.6	-23.5%
1998	9.2	9.5%	4.8	84.6%
1999	10.3	12.0%	5.4	12.5%
2000	8.2	-20.4%	4.2	-22.2%
2001	8.7	6.1%	8.3	97.6%
2002	8.7	0.0%	7.6	-8.4%
2003	9.3	6.9%	13.7	80.3%
2004	8.5	-8.6%	8.6	-37.2%
2005	9.5	11.8%	6.3	-26.7%
2006	8.3	-12.6%	13.5	114.3%
2007	8.6	3.6%	10.0	-25.9%
2008	8.1	-5.8%	8.9	-11.0%

\* Not meaningful. Prior to 1995, the AO reported median times only in whole numbers.

Attachment 23

<b>Bench Trials Awaiting Rulings Six Months or More</b>	
<b>September</b>	<b>Bench Trials % Change</b>
1991	1
1992	0
1993	0
1994	1
1995	0
1996	0
1997	0
1998	0
1999	0
2000	0
2001	0
2002	0
2003	0
2004	0
2005	0
2006	0
2007	0
2008	0

## Attachment 24

<b>Civil Cases Inactive 90 or More Days</b>		
<b>December</b>	<b>Cases</b>	<b>% Change</b>
1992	635	--
1993	677	6.6%
1994	564	-16.7%
1995	551	-2.3%
1996	420	-23.8%
1997	440	4.8%
1998	330	-25.0%
1999	386	17.0%
2000	199	-48.4%
2001	495	148.7%
2002	443	-10.5%
2003	335	-24.4%
2004	373	11.3%
2005	478	28.2%
2006	296	-38.1%
2007	278	-6.1%
2008	230	-17.3%

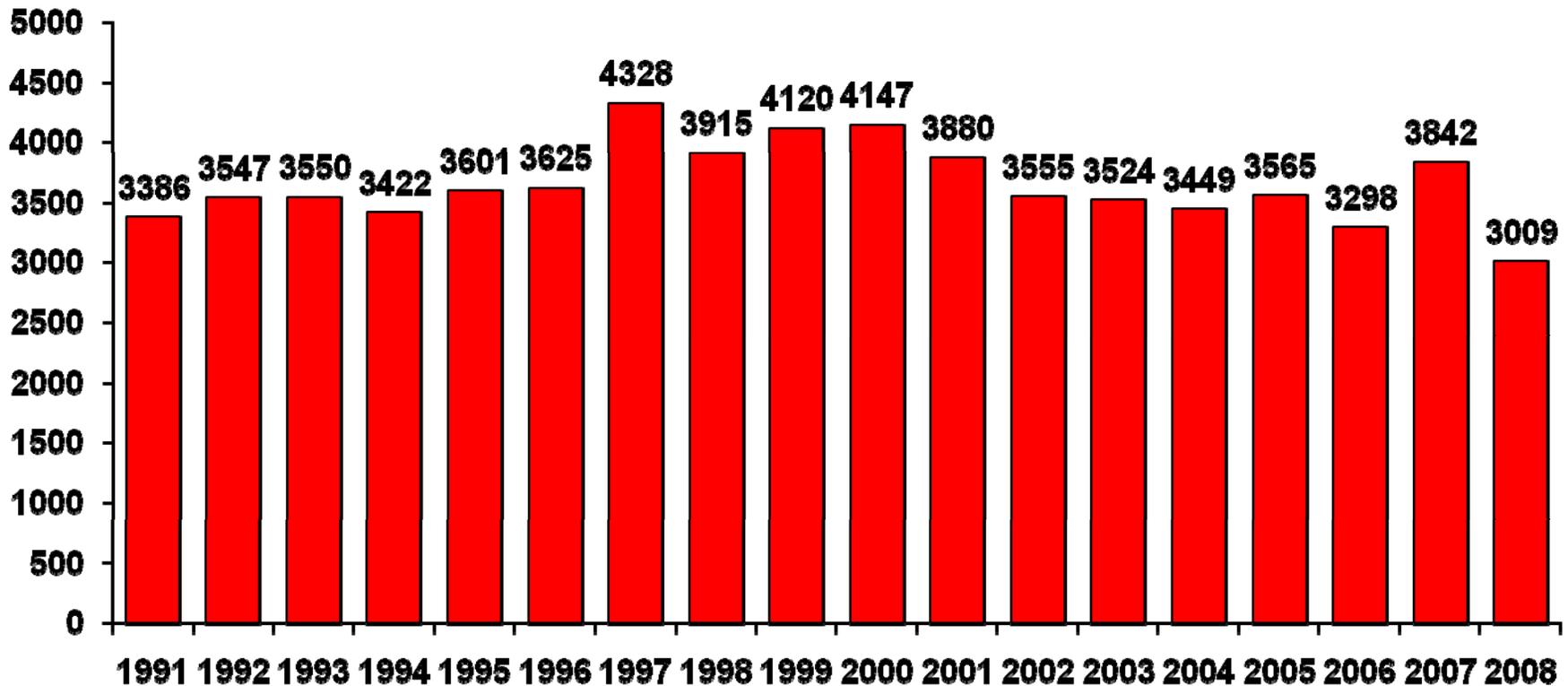
## Attachment 25

<b>Civil Case Closings by Status of Judicial Officer (Excludes Asbestos and MDL)</b>					
	Active	Senior & Other	Magistrate	Total	% Change
1991	2,743	640	272	3,655	—
1992	2,511	926	392	3,829	4.8%
1993	2,079	956	450	3,485	-9.0%
1994	2,189	760	396	3,345	-4.0%
1995	2,593	700	397	3,690	10.3%
1996	2,744	1,035	404	4,183	13.4%
1997	2,883	727	337	3,947	-5.6%
1998	2,964	943	486	4,393	11.3%
1999	2,950	750	481	4,181	-4.8%
2000	3,104	723	495	4,322	3.4%
2001	2,723	535	568	3,826	-11.5%
2002	2,698	480	545	3,723	-2.7%
2003	2,555	448	494	3,497	-6.1%
2004	2,648	419	383	3,450	-1.3%
2005	2,586	716	355	3,657	6.0%
2006	2,515	654	269	3,438	-6.0%
2007	2,992	601	298	3,891	13.2%
2008	2,592	414	234	3,240	-16.7%

## Attachment 26

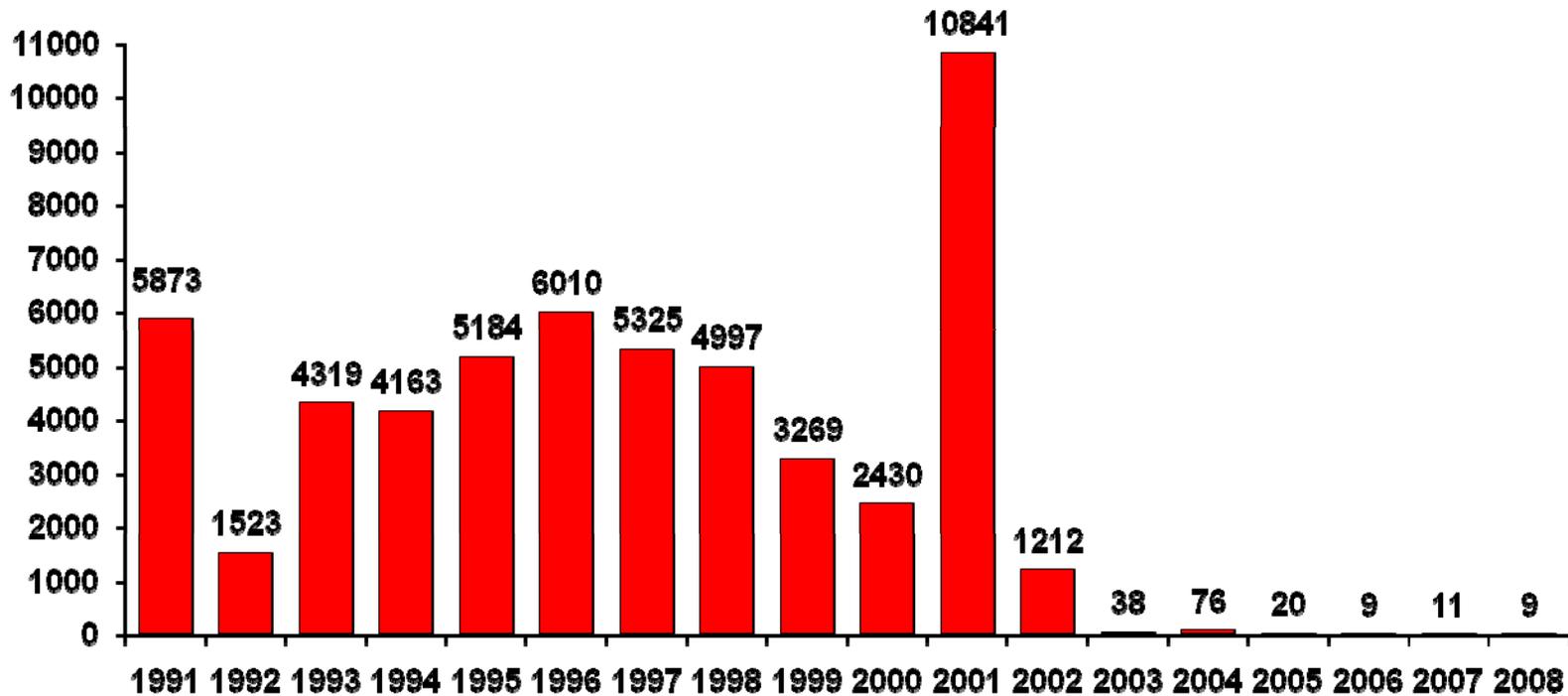
<b>Pending Civil Case Loads at Year End by Judicial Status (Excludes Asbestos and MDL)</b>					
	Active	Senior & Other	Magistrate	Total	% Change
1991	2,539	707	322	3,568	--
1992	1,978	970	424	3,372	-5.5%
1993	2,233	800	510	3,543	5.1%
1994	2,868	473	348	3,689	4.1%
1995	2,861	559	320	3,740	1.4%
1996	2,267	732	245	3,244	-13.3%
1997	2,556	735	339	3,630	11.9%
1998	2,278	462	429	3,169	-12.7%
1999	2,239	485	399	3,123	-1.5%
2000	2,091	387	474	2,952	-5.5%
2001	2,190	370	455	3,015	2.1%
2002	2,041	392	411	2,844	-5.7%
2003	2,749	367	282	3,398	19.5%
2004	2,202	326	262	2,790	-17.9%
2005	1,865	636	179	2,680	-3.9%
2006	1,771	561	189	2,521	-5.9%
2007	1,922	410	141	2,473	-1.9%
2008	1,706	353	180	2,239	-9.5%

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
CIVIL CASE FILINGS (EXCLUDING ASBESTOS AND MDL)  
1991-2008 (Year ending December 31)**



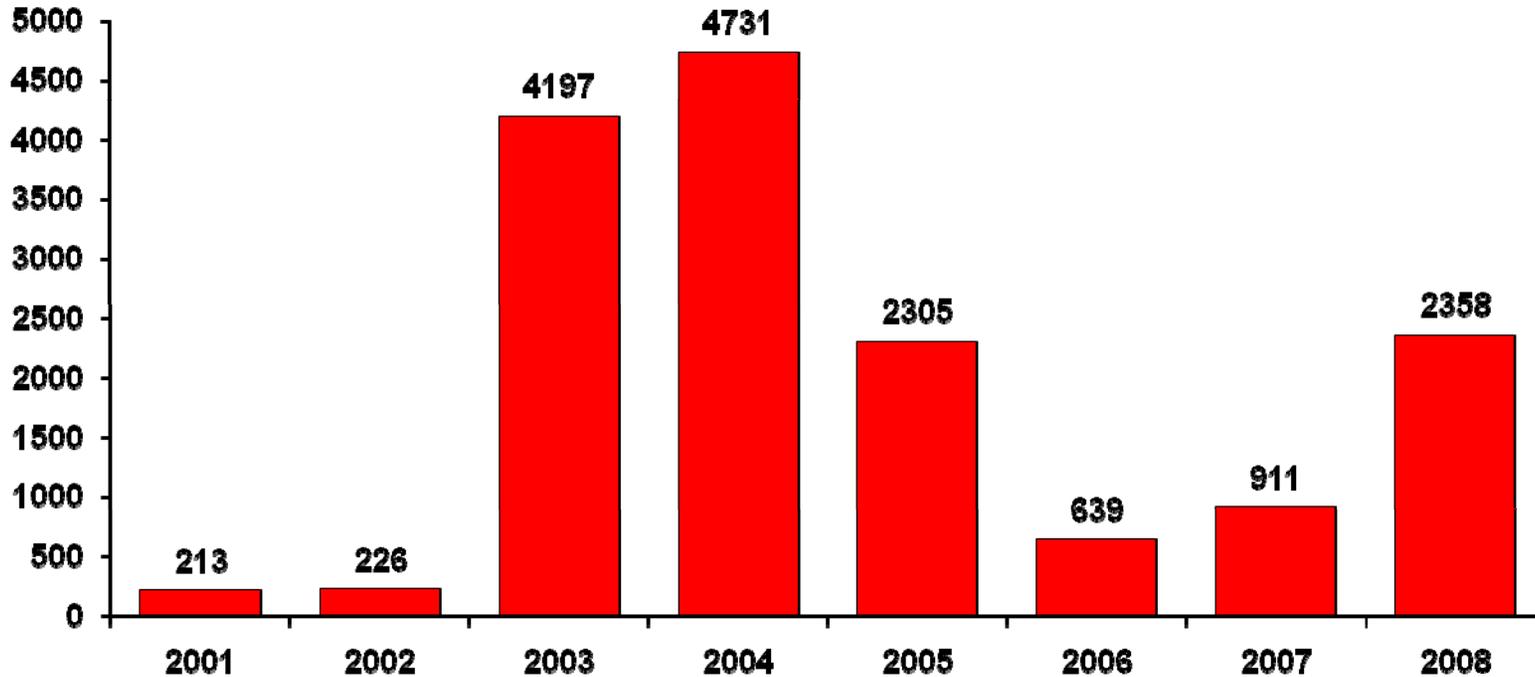
- % Change 2007-2008: -21.68%
- % Change 1991-2007: -11.13%

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
ASBESTOS CASE FILINGS  
1991-2008 (Year ending December 31)**



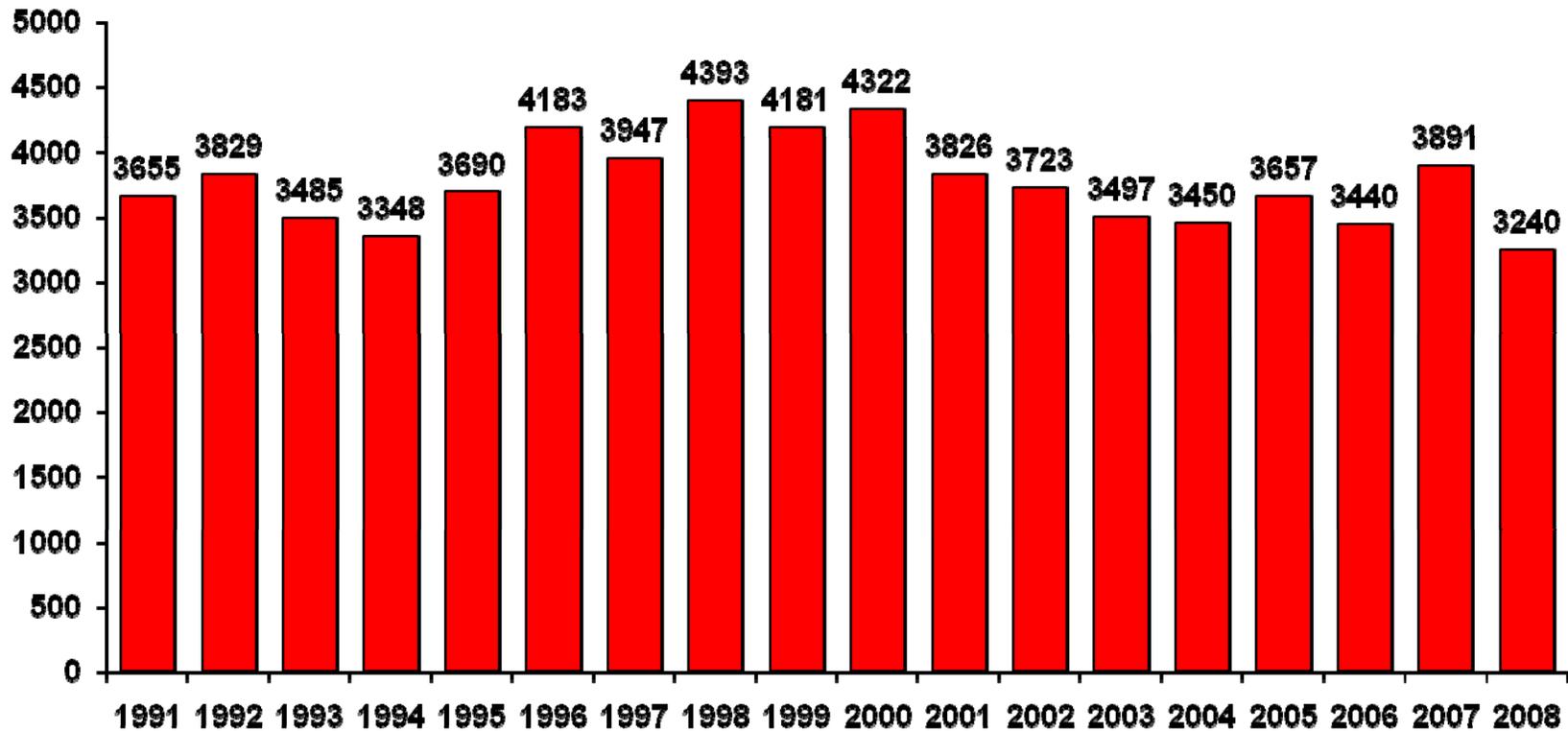
- % Change 2007-2008: -18.18%
- % Change 1991-2008: -99.85%

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
MULTI-DISTRICT LITIGATION CASE FILINGS  
2001-2008 (Year ending December 31)**



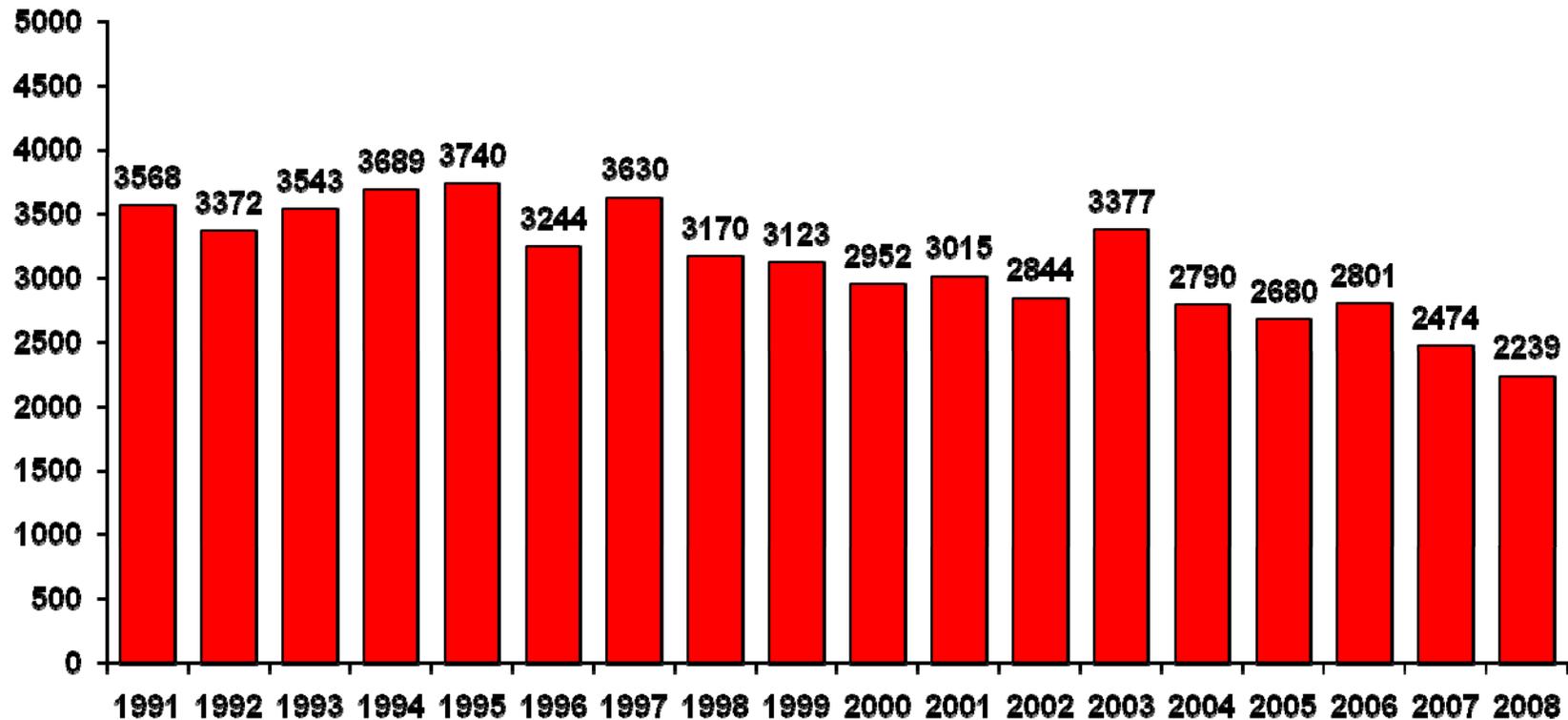
- **% Change 2007-2008: 158.84%**
- **% Change 2001-2008: 1007.04%**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
CIVIL CASE CLOSINGS (EXCLUDING ASBESTOS AND MDL)  
1991-2008 (Year ending December 31)**



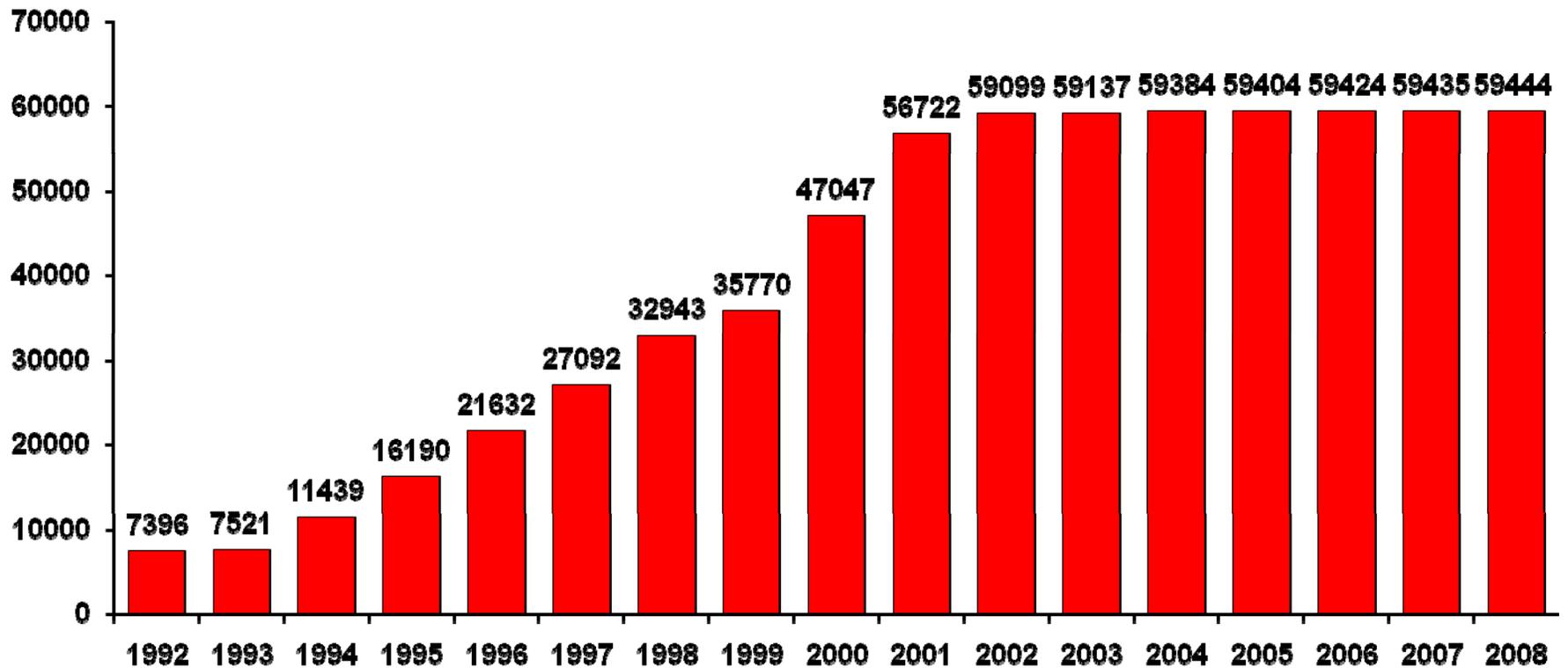
- **% Change 2007-2008: -16.73%**
- **% Change 1991-2008: -11.35%**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
PENDING CIVIL CASES (EXCLUDING ASBESTOS AND MDL)  
1991-2008 (Year ending December 31)**



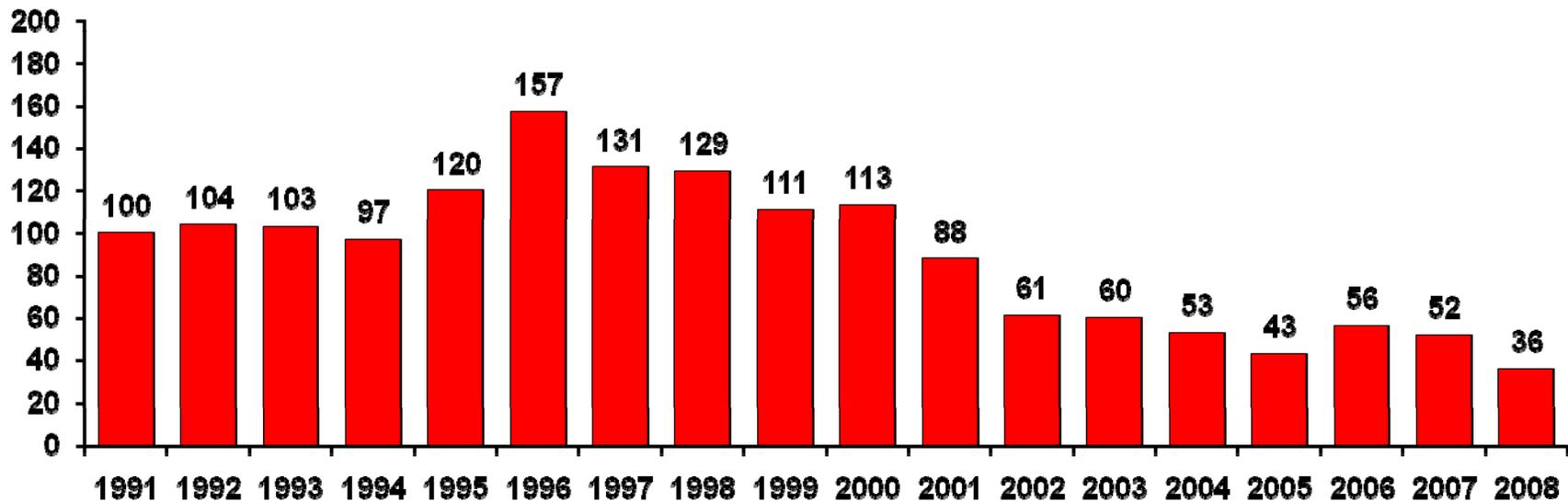
- % Change 2007-2008: -9.50%
- % Change 1991-2008: -37.25%

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
ASBESTOS CASE FILES MAINTAINED  
1992-2008 (Year ending December 31)**



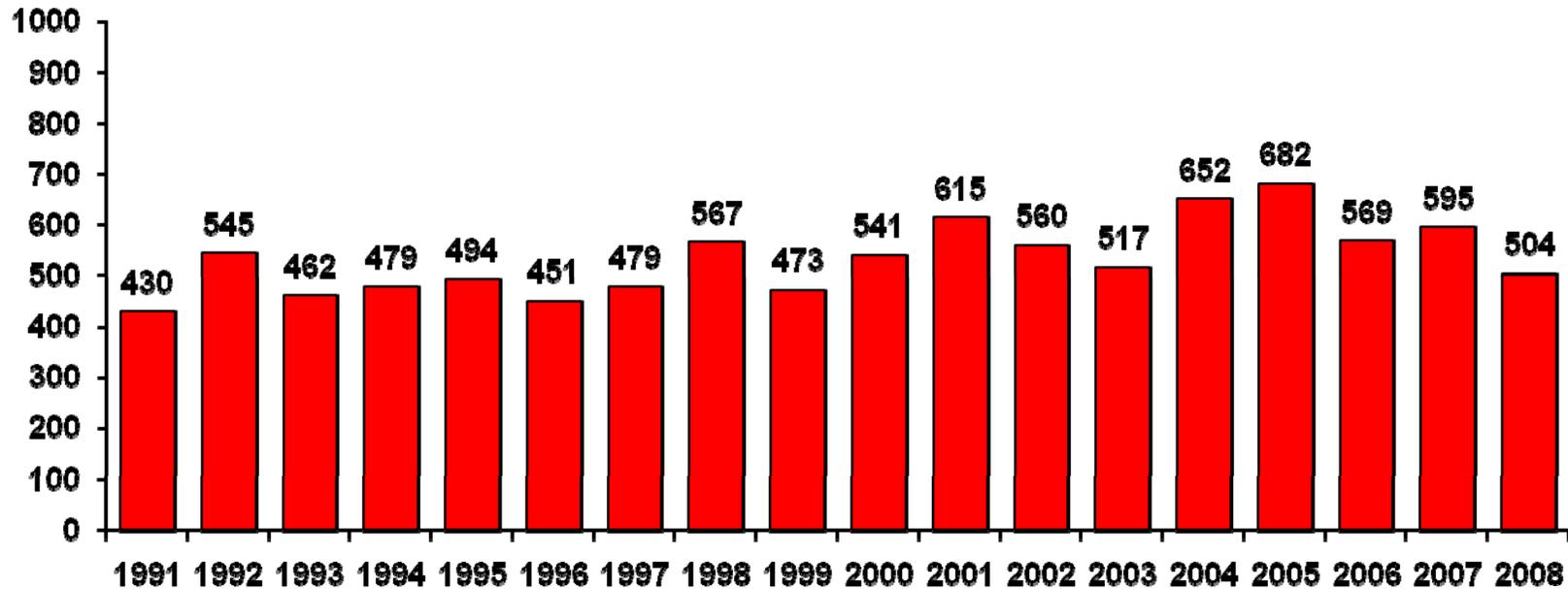
- % Change 2007-2008: 0.015%
- % Change 1992-2008: 703.73%

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
CIVIL TRIALS  
1991-2008 (Year ending December 31)**



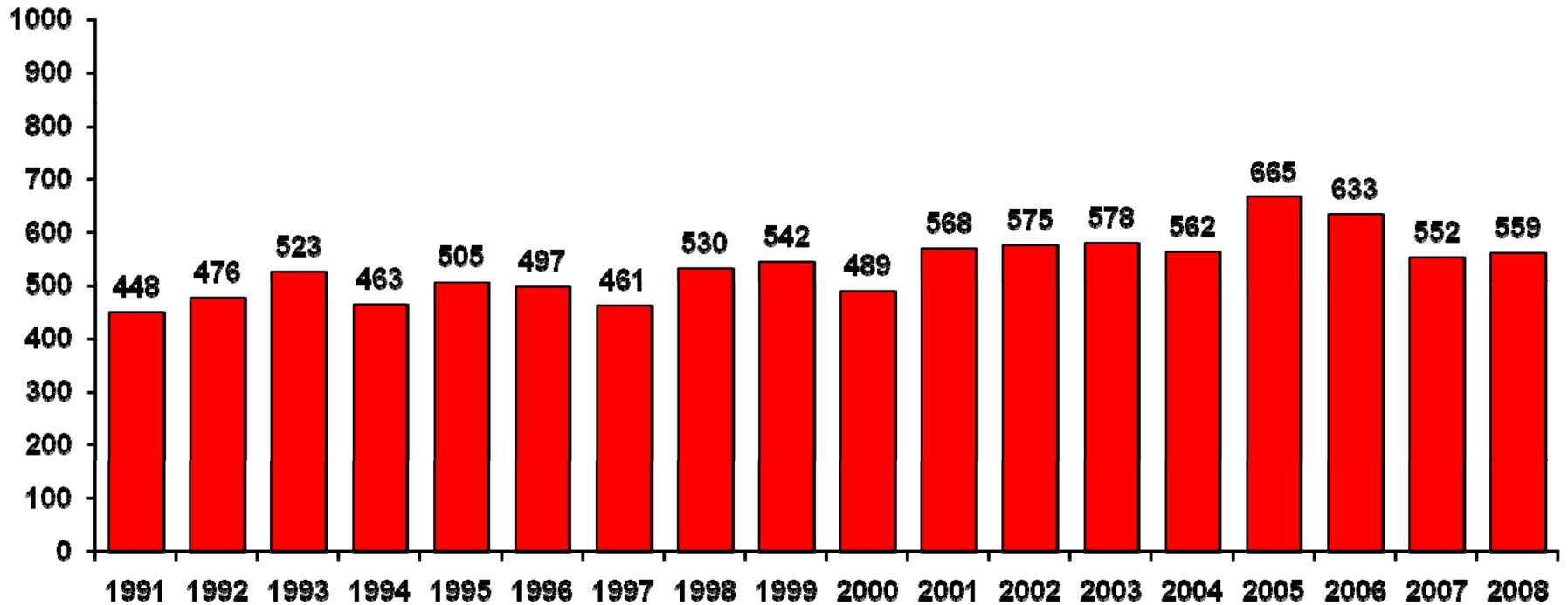
- % Change 2007-2008: -30.77%
- % Change 1991-2008: -64.00%

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
CRIMINAL CASE FILINGS  
1991-2008 (Year ending December 31)**



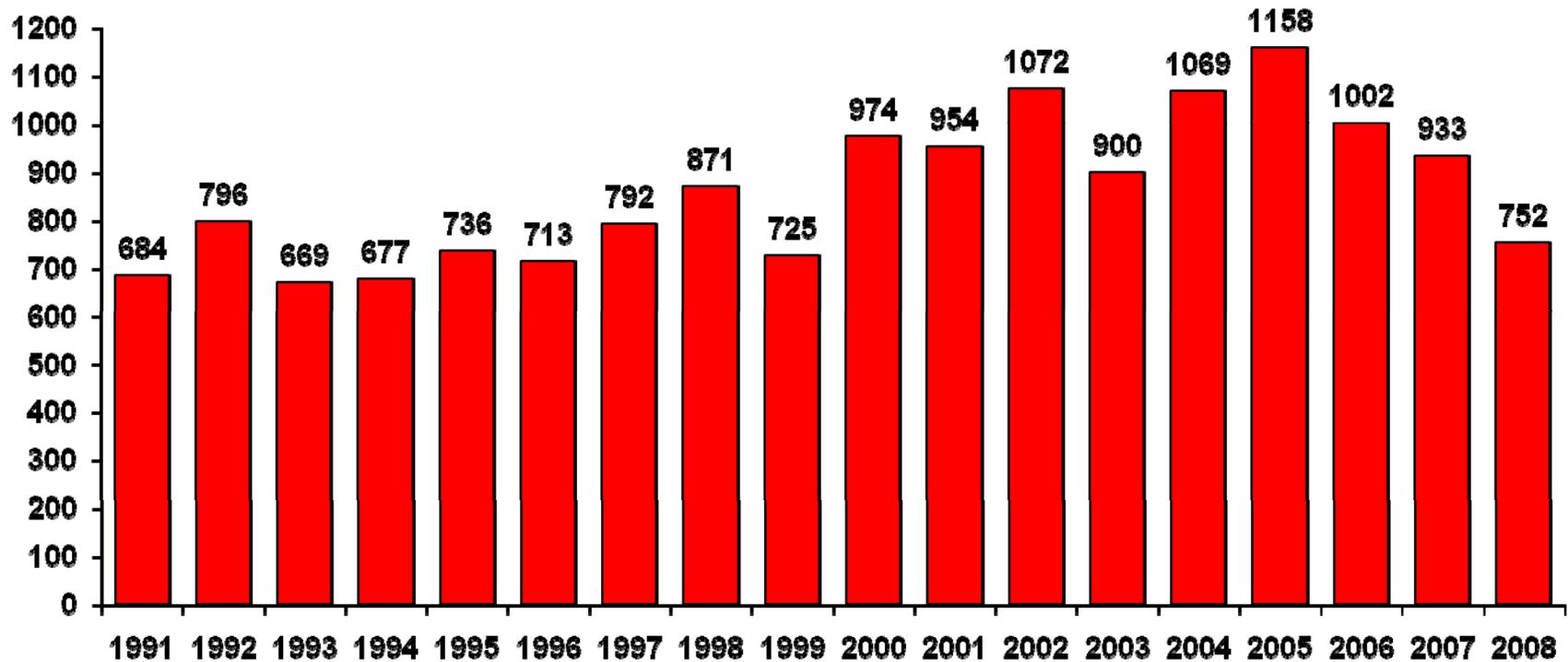
- % Change 2007-2008: -15.29%
- % Change 1991-2008: 17.21%

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
CRIMINAL CASE CLOSINGS  
1991-2008 (Year ending December 31)**



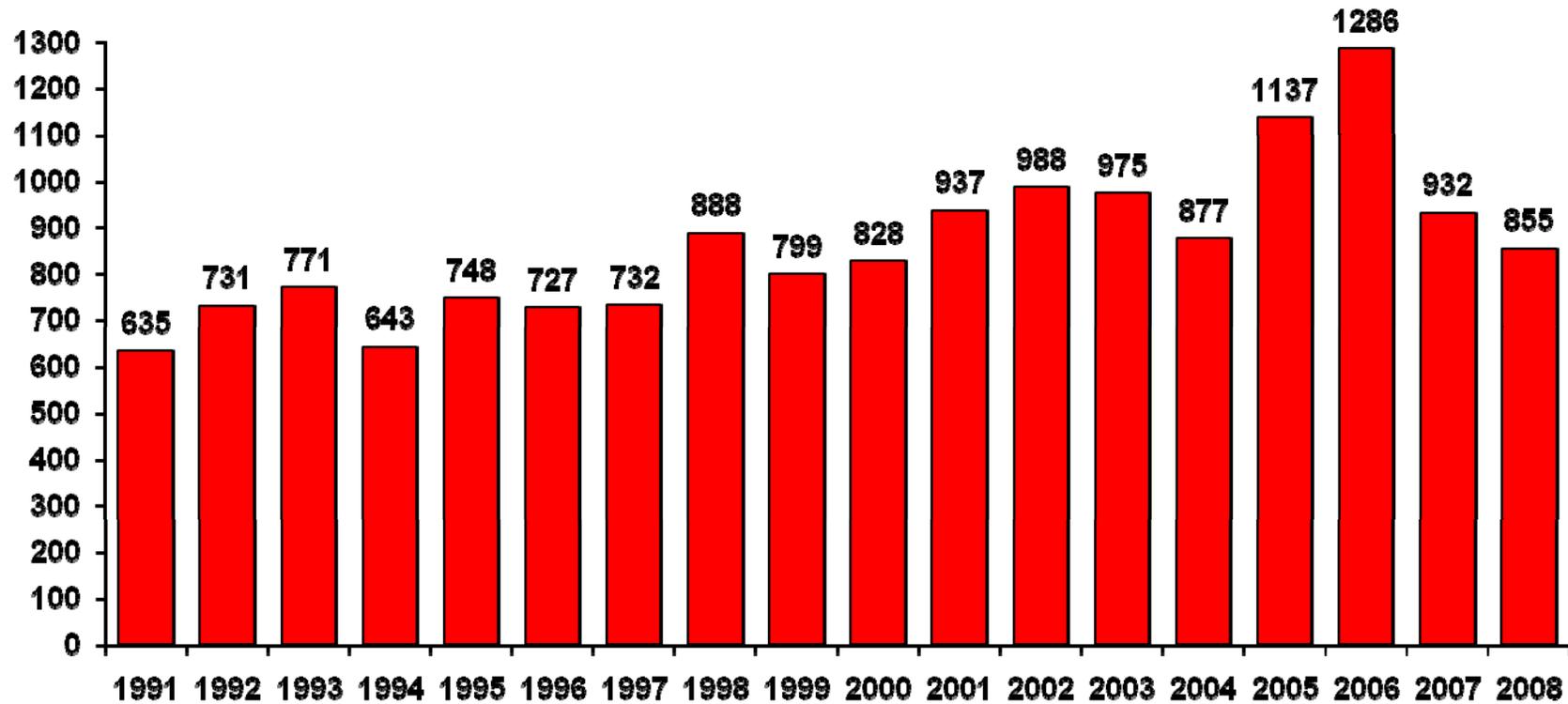
- **% Change 2007-2008: 1.27%**
- **% Change 1991-2008: 24.78%**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
CRIMINAL DEFENDANT FILINGS  
1991-2008 (Year ending December 31)**



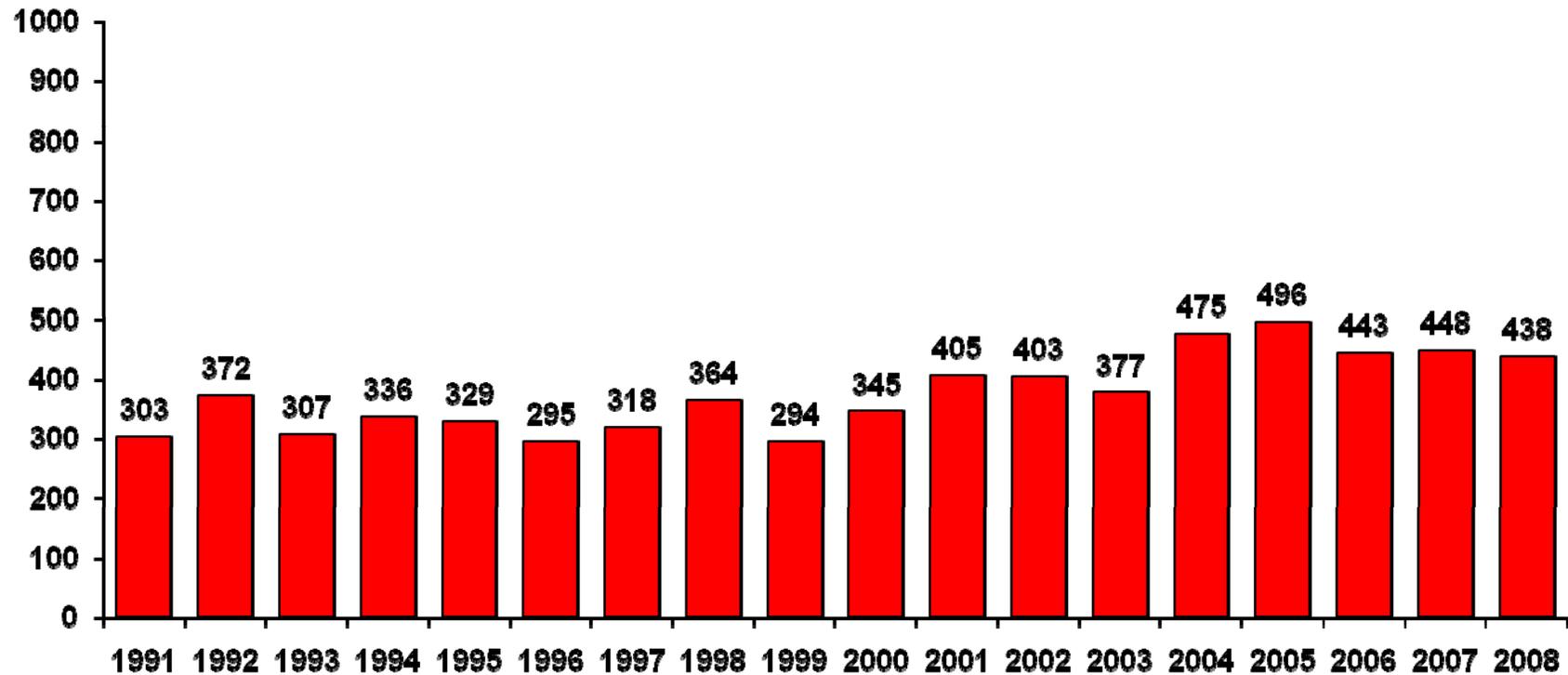
- **% Change 2007-2008: -19.40%**
- **% Change 1991-2008: 9.94%**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
CRIMINAL DEFENDANT CLOSINGS  
1991-2008 (Year ending December 31)**



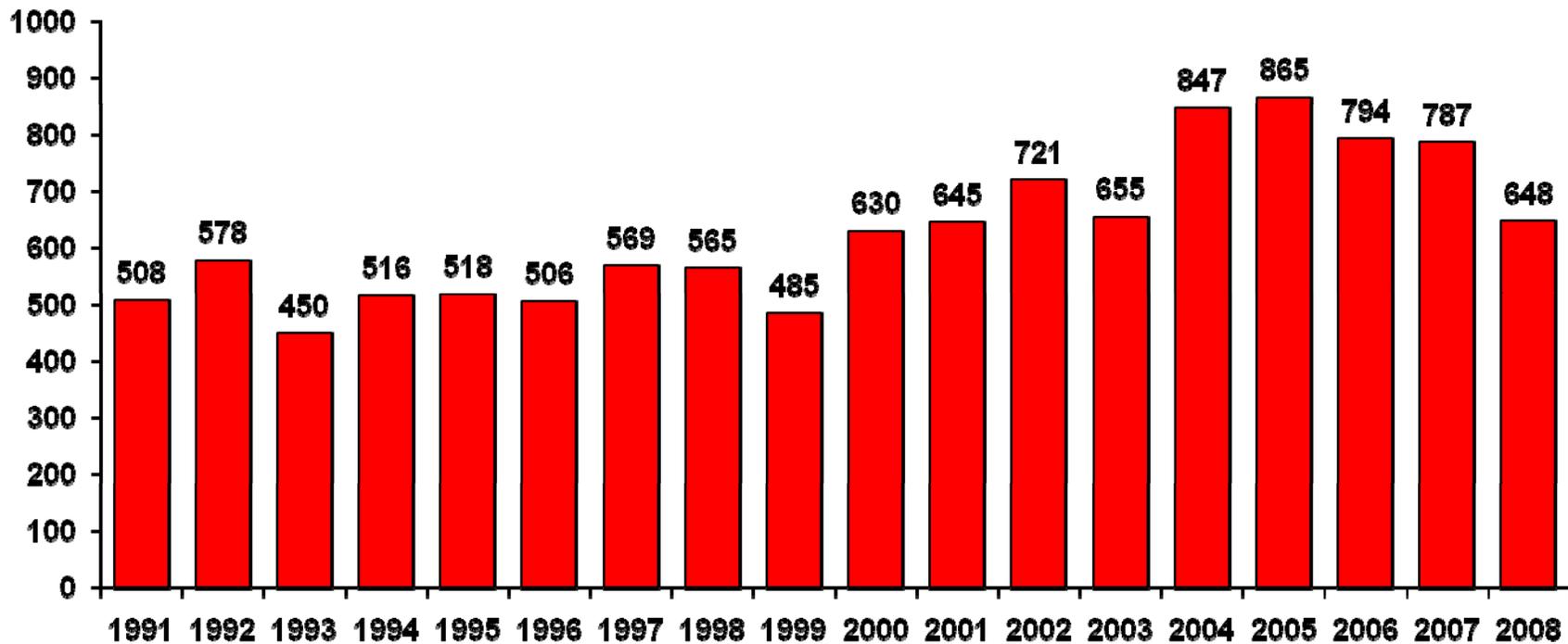
- **% Change 2007-2008: -8.26%**
- **% Change 1991-2008: 34.65%**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
PENDING CRIMINAL CASES  
1991-2008 (Year ending December 31)**



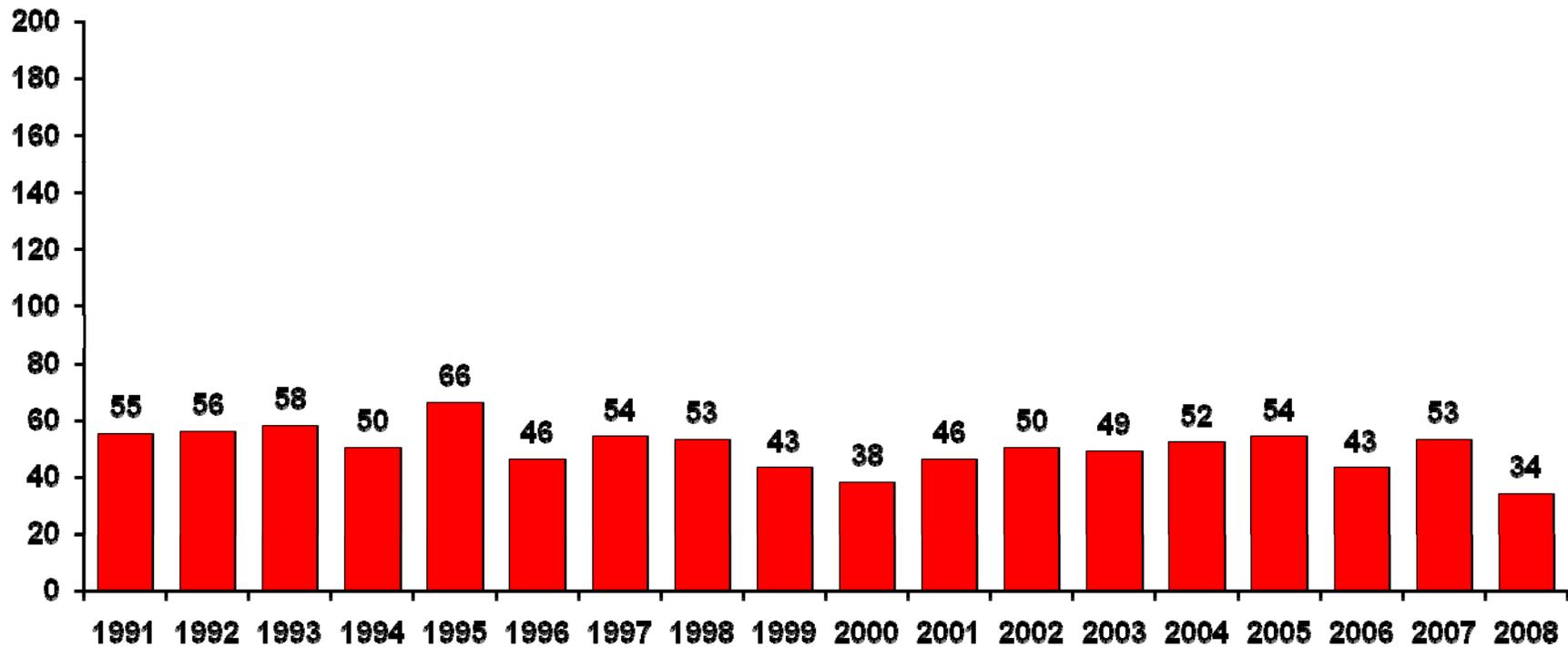
- % Change 2007-2008: -2.23%
- % Change 1991-2008: 44.55%

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
PENDING CRIMINAL DEFENDANTS  
1991-2008 (Year ending December 31)**



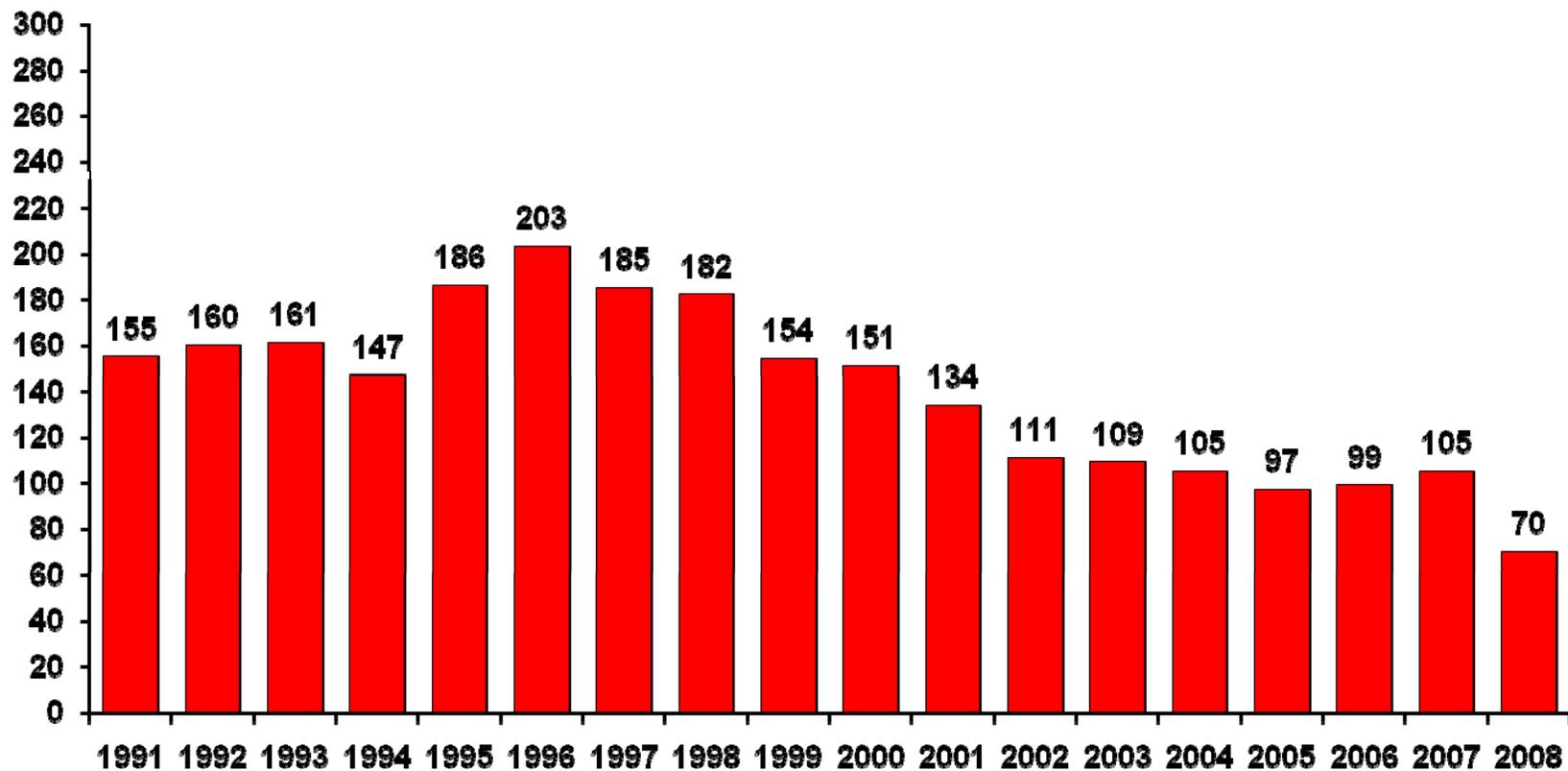
- **% Change 2007-2008: -17.66%**
- **% Change 1991-2008: 27.56%**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
CRIMINAL TRIALS  
1991-2008 (Year ending December 31)**



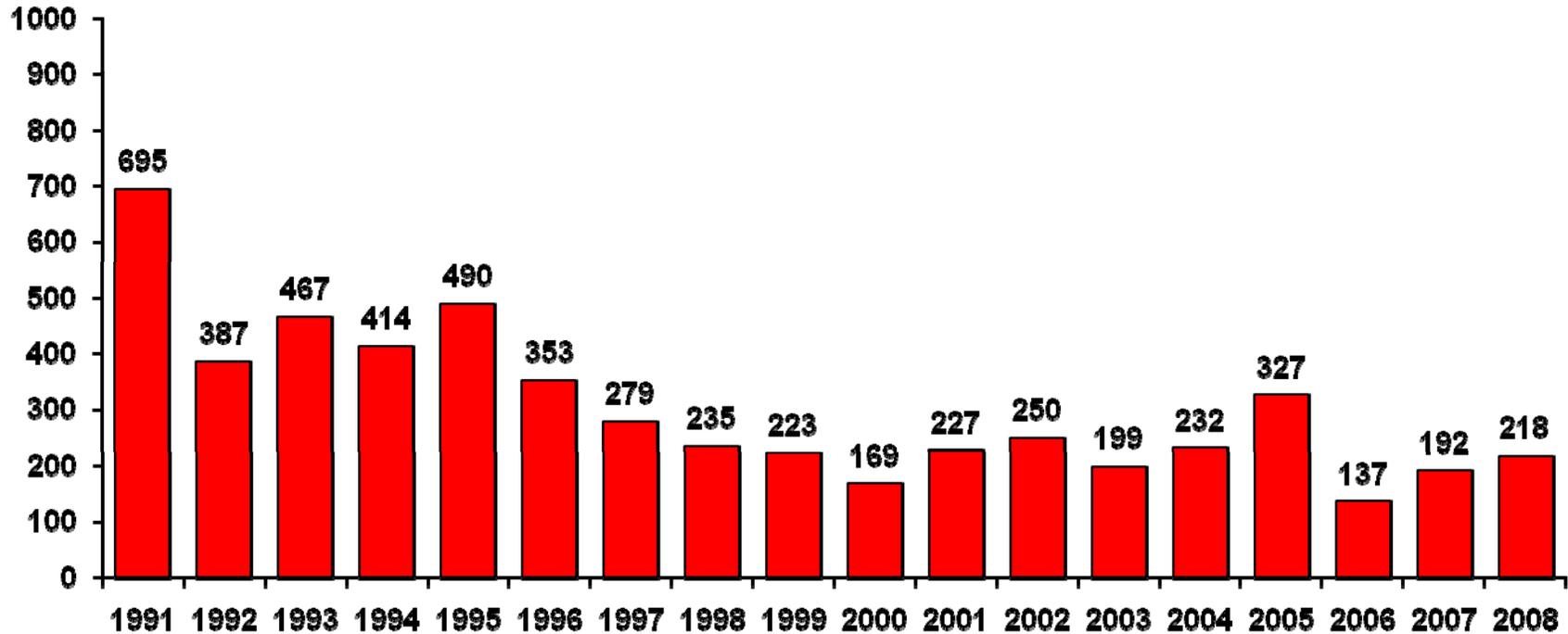
- **% Change 2007-2008: -35.85%**
- **% Change 1991-2008: -38.18%**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
TOTAL CIVIL AND CRIMINAL TRIALS  
1991-2008 (Year ending December 31)**



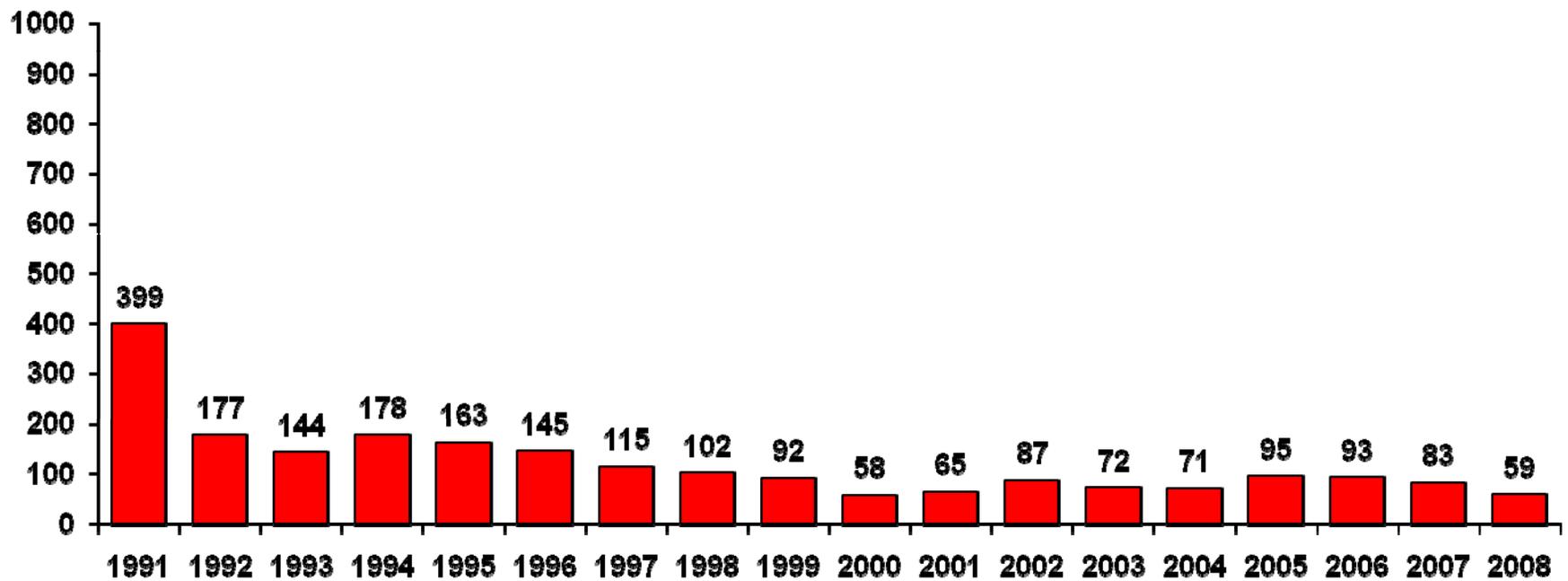
- **% Change 2007-2008: -33.33%**
- **% Change 1991-2008: -54.84%**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
CIVIL CASES PENDING MORE THAN TWO YEARS  
1991-2008 (Year ending December 31)**



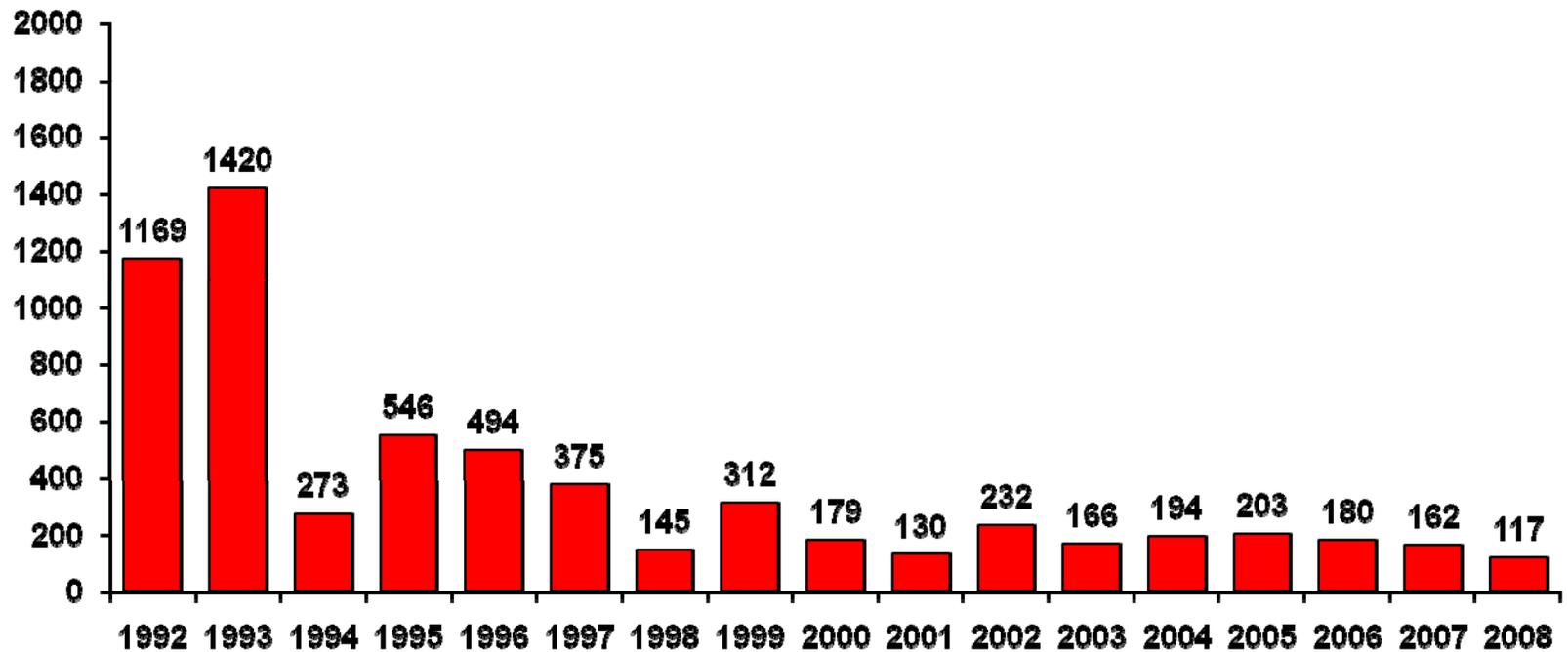
- % Change 2007-2008: 13.54%
- % Change 1991-2008: -68.63%

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
CIVIL CASES PENDING MORE THAN THREE YEARS  
1991-2008 (Year ending December 31)**



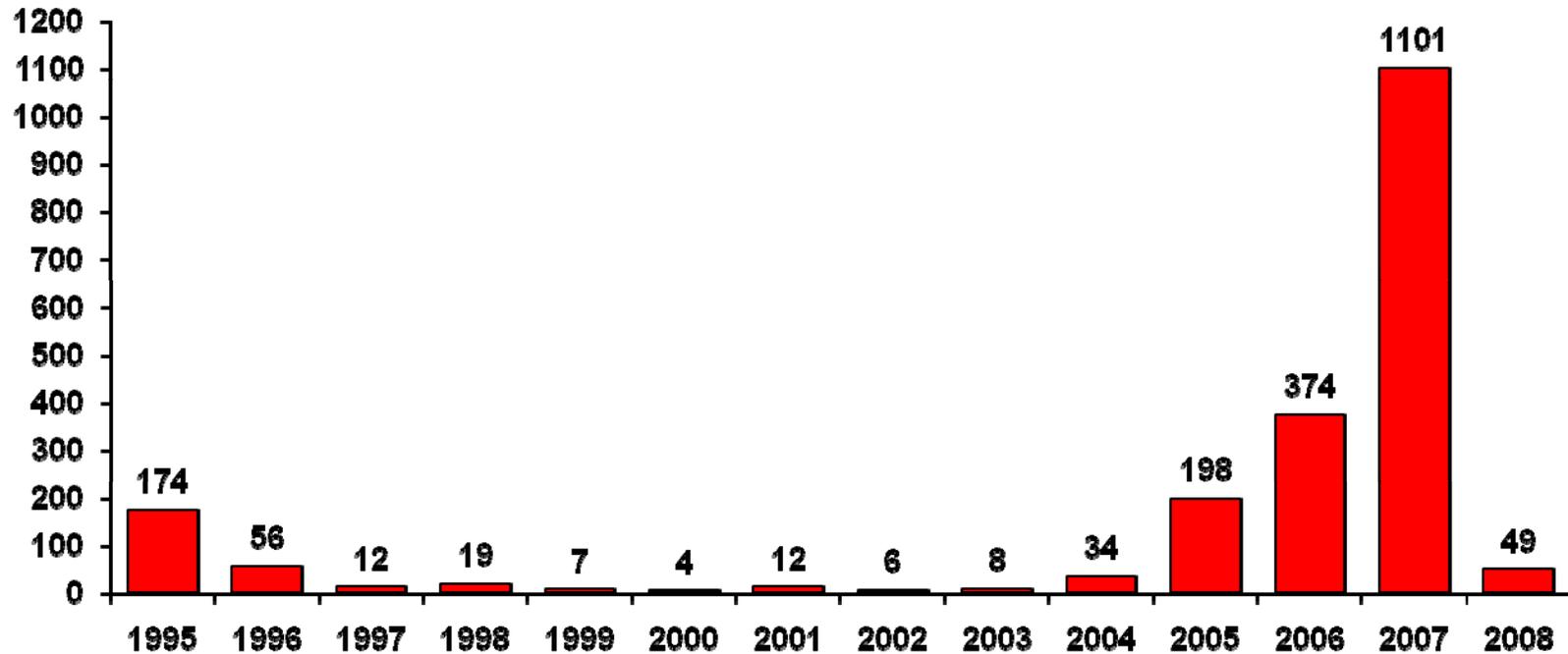
- % Change 2007-2008: -28.92%
- % Change 1991-2008: -85.21%

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
MOTIONS PENDING MORE THAN SIX MONTHS  
1992-2008 (Reporting period ending September 30)**



- % Change 2007-2008: -27.78%
- % Change 1992-2008: -90.00%

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
FORECLOSURE CASE FILINGS  
1995-2008 (Year ending December 31)**



**% Change 2007-2008: -95.55%**

**% Change 1995-2008: -71.84%**