

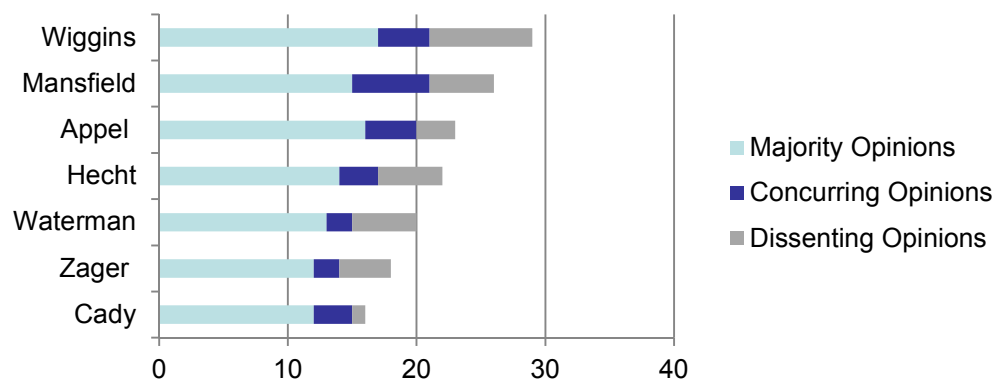
# IOWA SUPREME COURT REVIEW

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# OVERALL OPINION AUTHORSHIP

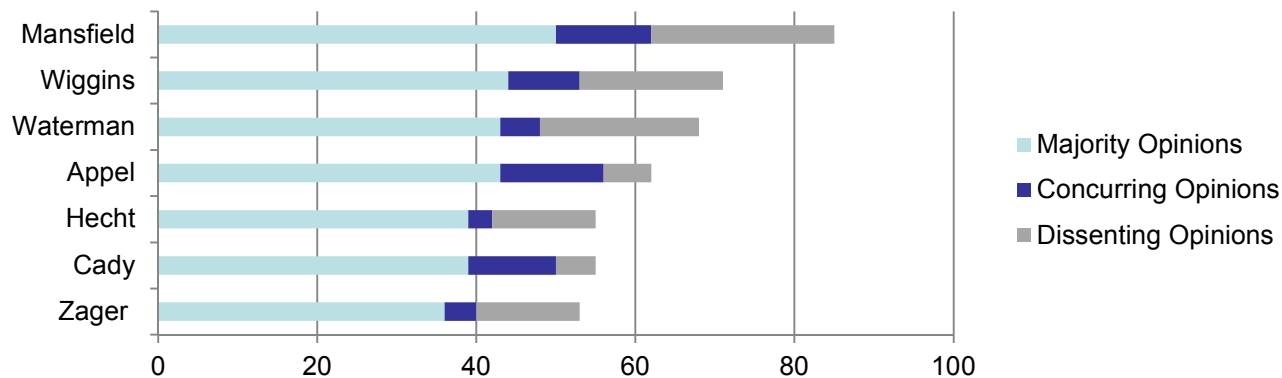
	Total Opinions	Majority Opinions	Concurring Opinions	Dissenting Opinions
<b>Cady</b>	16	12	3	1
<b>Wiggins</b>	29	17	4	8
<b>Appel</b>	23	16	4	3
<b>Hecht</b>	22	14	3	5
<b>Waterman</b>	20	13	2	5
<b>Mansfield</b>	26	15	6	5
<b>Zager</b>	18	12	2	4
	154	99	24	31



# OVERALL OPINION AUTHORSHIP

## 3-YEAR TOTAL

	Total Opinions	Majority Opinions	Concurring Opinions	Dissenting Opinions
<b>Mansfield</b>	84	50	12	23
<b>Wiggins</b>	69	44	9	18
<b>Waterman</b>	66	43	5	20
<b>Appel</b>	60	43	13	6
<b>Cady</b>	54	39	11	5
<b>Hecht</b>	54	39	3	13
<b>Zager</b>	53	36	4	13

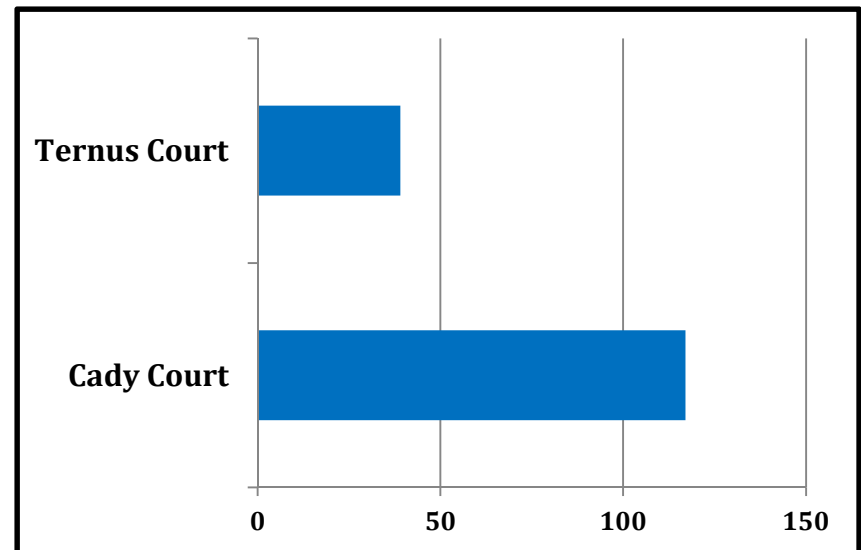


# DISSENTS

<b>Term</b>	<b>Total</b>	<b>Non-unanimous</b>	<b>% of Non-unanimous</b>
<b>2011</b>	<b>121</b>	<b>19</b>	<b>16%</b>
<b>2012</b>	<b>83</b>	<b>30</b>	<b>36%</b>
<b>2013</b>	<b>87</b>	<b>32</b>	<b>37%</b>
<b>2014</b>	<b>86</b>	<b>29</b>	<b>30%</b>

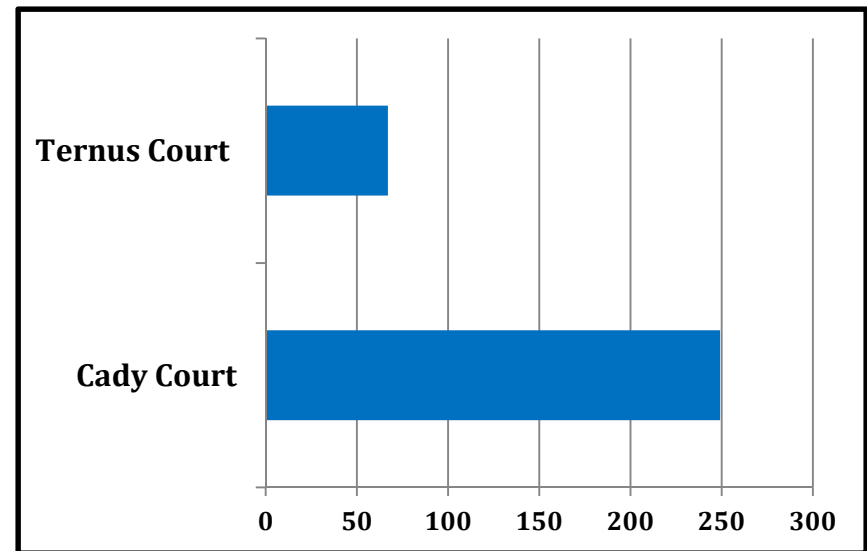
# NUMBER OF CASES WITH DISSENTING OPINIONS: BY COURT

	2007	2008	2009	2010	TOTAL
<b>Ternus Court</b>	8	9	8	14	39
	2011	2012	2013	2014	TOTAL
<b>Cady Court</b>	22	34	32	29	117



# NUMBER OF DISSENTING VOTES: BY COURT

	2007	2008	2009	2010	TOTAL
<b>Ternus Court</b>	13	14	14	26	67
	2011	2012	2013	2014	TOTAL
<b>Cady Court</b>	51	69	65	64	249



# NUMBER OF DISSENTING OPINIONS: BY JUSTICE

	2007	2008	2009	2010	TOTAL
<b>Ternus</b>	1	0	0	2	3
<b>Larson</b>	2	0	-	-	2
<b>Cady</b>	1	0	4	8	13
<b>Streit</b>	0	1	2	0	3
<b>Wiggins</b>	5	6	2	3	16
<b>Hecht</b>	1	1	0	0	2
<b>Appel</b>	1	0	2	2	5
<b>Baker</b>	-	0	0	0	0
<b>TOTAL</b>	10	8	10	13	41

	2011	2012	2013	2014	TOTAL
<b>Cady</b>	3	3	1	1	8
<b>Wiggins</b>	4	6	4	8	22
<b>Appel</b>	5	2	1	3	11
<b>Hecht</b>	3	2	5	5	15
<b>Waterman</b>	2	6	9	5	22
<b>Mansfield</b>	3	11	7	5	26
<b>Zager</b>	0	4	5	4	13
<b>TOTAL</b>	20	34	32	31	117

# NUMBER OF DISSENTING VOTES: BY JUSTICE

	2007	2008	2009	2010	TOTAL
<b>Ternus</b>	1	0	0	2	3
<b>Larson</b>	2	0			2
<b>Cady</b>	1	1	5	8	15
<b>Streit</b>	0	1	2	3	6
<b>Wiggins</b>	5	7	3	5	20
<b>Hecht</b>	2	4	2	5	13
<b>Appel</b>	2	1	2	2	7
<b>Baker</b>		0	0	1	1
<b>TOTAL</b>	12	14	14	24	64

	2011	2012	2013	2014	TOTAL
<b>Cady</b>	7	7	3	6	23
<b>Wiggins</b>	9	7	9	11	36
<b>Appel</b>	8	6	5	5	24
<b>Hecht</b>	12	4	8	9	33
<b>Waterman</b>	9	17	16	13	55
<b>Mansfield</b>	6	18	15	12	51
<b>Zager</b>	0	10	9	8	27
<b>TOTAL</b>	51	69	65	64	249



# WHO DECIDES? (2014)

	<b>% in the majority</b>
<b>Cady</b>	85
<b>Wiggins</b>	74
<b>Appel</b>	88
<b>Hecht</b>	76
<b>Waterman</b>	69
<b>Mansfield</b>	72
<b>Zager</b>	79

# WHO DECIDES? (2013)

	<b>% in the majority</b>
<b>Cady</b>	89
<b>Wiggins</b>	63
<b>Appel</b>	70
<b>Hecht</b>	60
<b>Waterman</b>	39
<b>Mansfield</b>	40
<b>Zager</b>	60

# JUSTICE AGREEMENT NON-UNANIMOUS CASES

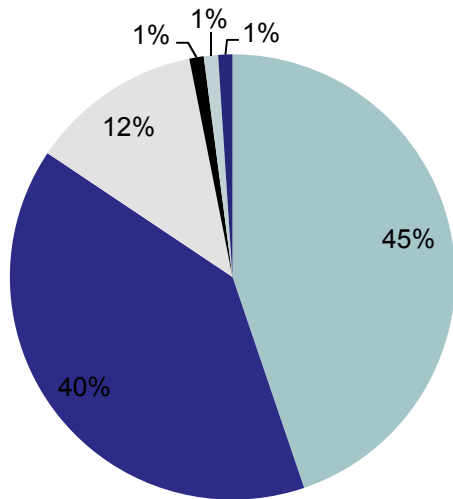
	Zager	Mansfield	Waterman	Hecht	Appel	Wiggins	Cady
Cady	48%	72%	69%	48%	62%	41%	
Wiggins	34%	34%	31%	66%	66%		
Appel	59%	41%	38%	86%			
Hecht	56%	28%	24%				
Waterman	59%	97%					
Mansfield	56%						
Zager							

# JUSTICE AGREEMENT NON-UNANIMOUS CASES 2013

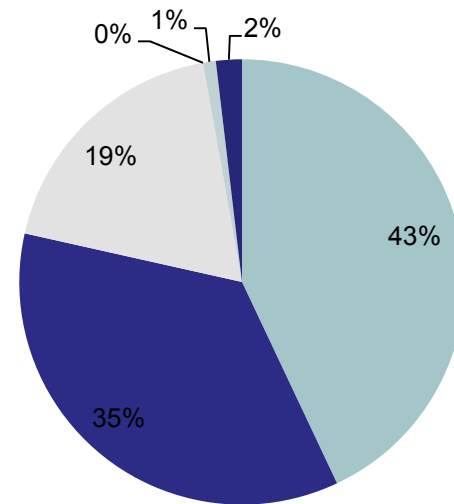
	Zager	Mansfield	Waterman	Hecht	Appel	Wiggins	Cady
Cady	60%	40%	39%	60%	70%	63%	
Wiggins	30%	13%	16%	90%	83%		
Appel	40%	23%	19%	90%			
Hecht	33%	17%	19%				
Waterman	68%	90%					
Mansfield	63%						
Zager							

# SOURCE OF JURISDICTION

2014 – 2015



2013 – 2014



- Direct
- Further Review
- Attorney Discipline
- Judicial Discipline
- Certiorari
- Certified Question

## 2013-2014 Term: Criminal law déjà vu: A Court divided on search and seizure and sentencing

- *State v. Short* (searching probationers)
- *State v. Lyle* (juvenile sentencing and mandatory minimums)

2014-2015 Term: Criminal law déjà vu all over again: A Court divided on search and seizure and sentencing

- *State v. King* (search of parolees)
- *State v. Gaskins* (search incident to arrest)
- *State v. Seats* (juvenile sentencing)

## 2015-2016 Criminal Cases

- *State v. Smith*, (hearsay statements of a domestic abuse victim to doctor/nurse)
- *In re Pardee*, (reasonable grounds to prolong a traffic stop)
- *Nguyen v. State*, (retroactive application of *Heemstra* decision)
- *State v. Tyler*, (criminal causation standard)



## NEED TO KNOW:

- *Hedlund v. State* (1.904(2))
- *Concerned Citizens of Southeast Polk School District v. City Development Board of the State of Iowa* (EDMS and filing deadlines)
- *Jacobs v. DOT* (EDMS and clerk rejection)

## Rule 1.904(2):

“On motion joined with or filed within the time allowed for a motion for new trial, the findings and conclusions may be enlarged or amended and the judgment or decree modified accordingly or a different judgment or decree substituted.”

# Electronic Filing

“Electronic filing” is “the electronic transmission of a document to the electronic document management system *together with* the production and transmission of a notice of electronic filing.” Rule 16.201

“The electronic transmission of a document to the electronic document management system consistent with the procedures specified in these rules, *together with* the production *and* transmission of a notice of electronic filing constitutes filing of the document.” Rule 16.307(2)

# What if the clerk rejects the document?

*Jacos v. Department of Transportation*: If a document is submitted but rejected, was it ever filed?

Answer? “Without the electronic filing stamp, a document is not officially filed.” *Concerned Citizens*