



LegalMetric Individual Judge Trial Report Sample 2000 to 2016

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Overview: This report is designed to answer the three essential questions in federal litigation for the type of case covered by the report: 1. What are the odds of winning, 2. How long will this case take, and 3. How much will it cost? The report focuses on the trials of the selected judge (both bench and jury), and includes

1. The odds of winning as a result of trial (usually expressed in terms of plaintiff win rates, although the defendant win rates are easily calculated by subtracting the plaintiff win rate from 100).
2. The "how long" question is answered in months from case filing to case closure as a result of trial, a period called pendency.
3. The "cost" question includes two parts: the damage awards typical for cases of this type, and the attorney fees and expenses routinely incurred.

Where possible, the figures for this judge are compared to nationwide figures in cases of the same type. Blanks in the report indicate there is no data for that particular metric.

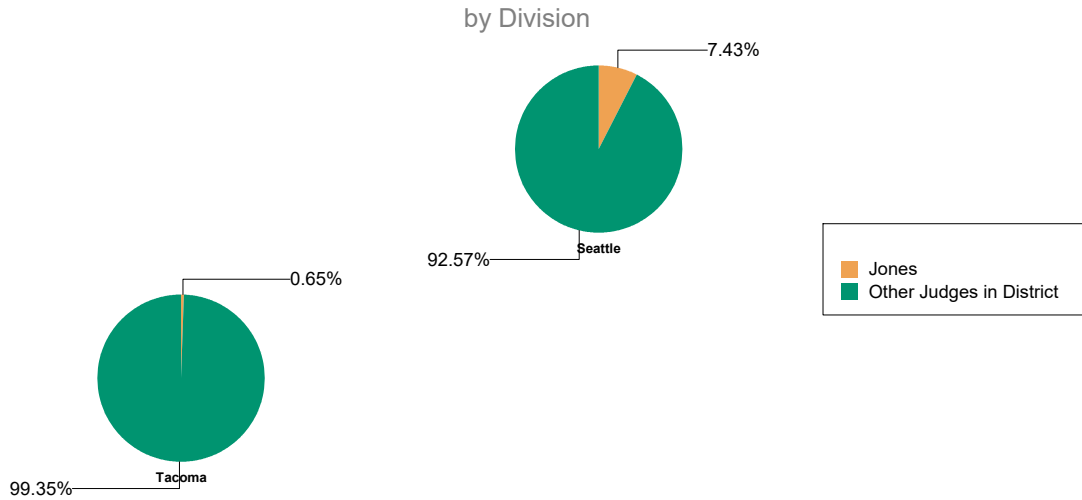
The table below shows the high-level metrics for this judge for all civil cases:

		Nation		Jones
Total	Trial Win Rate	44.8		38.7
	Time to Termination - Trials	27.6		19.4
	Average Award - Trials	688,820		149,000
	Median Award - Trials	212,500		62,000

Color Scheme: Red in the table above indicates a win rate more than 10% more favorable to the DEFENDANT than the national average, a pendency time at least 6 months SLOWER than the national average, or an award less than 90% of the corresponding nationwide figure. Yellow indicates a win rate from 0% to 10% more favorable to the DEFENDANT than the national average, a pendency time from 0 to 6 months SLOWER than the national average, or an award from 90% to 100% of the corresponding nationwide figure. Bright (lime) green indicates a win rate from 0% to 10% more favorable to the PLAINTIFF than the national average, a pendency time from 0 to 6 months FASTER than the national average, or an award no more than 10% greater than the corresponding nationwide figure. And dark green indicates a win rate more than 10% more favorable to the PLAINTIFF than the national average, a pendency time over 6 months FASTER than the national average, or an award more than 10% greater than the corresponding nationwide figure.

Divisional Information: The charts below illustrate the fraction of this judge's cases of this type in the divisions of this court, if any.

Fraction of Cases Assigned to Judge



		Total
Total		557
Seattle	Total	404
	Jones	30
	Other Judges in District	374
Tacoma	Total	153
	Jones	1
	Other Judges in District	152

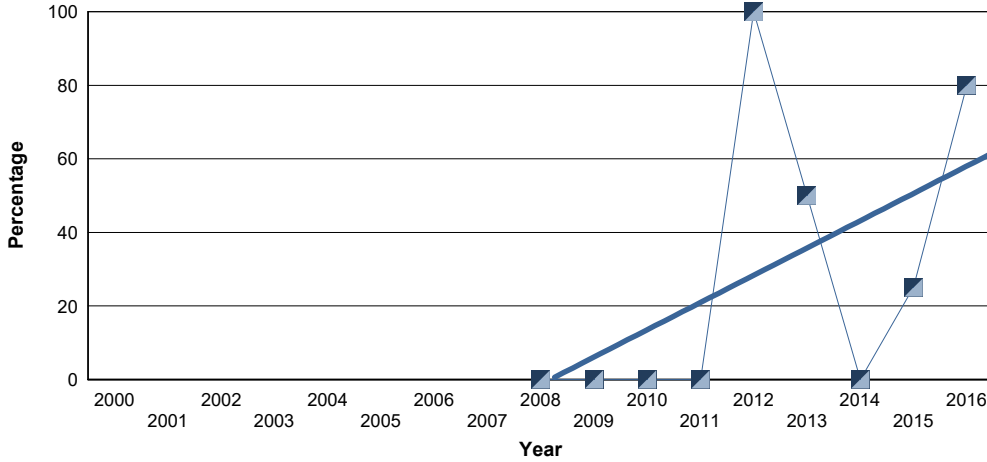
Plaintiff Win Rates: The nationwide probability of plaintiff prevailing as a result of trial since January 2000 is 44.8%. Compare this figure to the corresponding figures for this judge in the table below, broken out by nature of suit.

Additional information about win rates is found in the body of the report under the heading "Plaintiff and Defendant Win Rate Detail".

			Total	
			Trial Win Rate	Number of Trials
Total			38.7	31
Antitrust	Seattle	Jones	100.0	1
Civil Rights - Employment	Seattle	Jones	37.5	8
Civil Rights - General	Seattle	Jones	12.5	8
	Tacoma	Jones	0.0	1
Consumer Credit	Seattle	Jones	0.0	1
Contract - General	Seattle	Jones	100.0	1
Insurance	Seattle	Jones	83.3	6
Labor - ERISA	Seattle	Jones	0.0	1
Other Statutory Actions	Seattle	Jones	0.0	1
Personal Injury - General	Seattle	Jones	0.0	2
Personal Property - Fraud and Truth in Lending	Seattle	Jones	100.0	1

Plaintiff Trial Win Rates by Year of Decision

With Trendline



Plaintiff Trial Win Rates by Year of Decision: The trial win rates for plaintiffs by year of decision are shown in the chart to the left and in the table below.

		Total	
		Pl. Trial Win Rate	Def. Trial Win Rate
Total		38.7	61.3
Antitrust	Total	100.0	0.0
	2015	100.0	0.0
Civil Rights - Employment	Total	37.5	62.5
	2008	0.0	100.0
	2010	0.0	100.0
	2012	100.0	0.0
	2013	50.0	50.0
	2014	0.0	100.0
Civil Rights - General	Total	11.1	88.9
	2008	0.0	100.0
	2009	0.0	100.0
	2011	0.0	100.0
	2013	0.0	100.0
	2014	0.0	100.0
	2015	0.0	100.0
	2016	50.0	50.0
Consumer Credit	Total	0.0	100.0

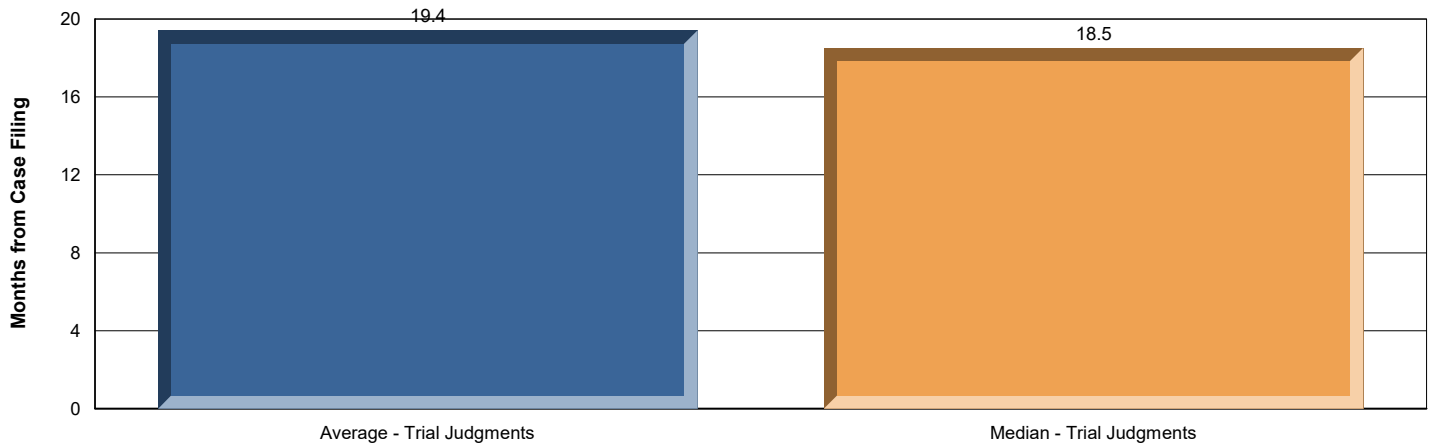
		Total	
		Pl. Trial Win Rate	Def. Trial Win Rate
Consumer Credit	2015	0.0	100.0
Contract - General	Total	100.0	0.0
	2013	100.0	0.0
Insurance	Total	83.3	16.7
	2009	0.0	100.0
	2012	100.0	0.0
	2013	100.0	0.0
	2016	100.0	0.0
Labor - ERISA	Total	0.0	100.0
	2011	0.0	100.0
Other Statutory Actions	Total	0.0	100.0
	2013	0.0	100.0
Personal Injury - General	Total	0.0	100.0
	2011	0.0	100.0
	2015	0.0	100.0
Personal Property - Fraud and Truth in Lending	Total	100.0	0.0
	2016	100.0	0.0

How Long Will it Take: The nationwide average pendency in civil actions since January 2000 for cases terminated by trial is 27.6 months. This figure should be compared to the corresponding figures for this judge identified below.

Additional information about pendency is found in the body of the report under the heading "Pendency Detail".

Case Pendency

in Months



	Total	
	Average Months to Termination - Trials	Median Months to Termination - Trials
Total	19.4	18.5
Antitrust	22.8	22.8
Civil Rights - Employment	16.7	17.5
Civil Rights - General	21.2	17.9
Consumer Credit	32.7	32.7
Contract - General	13.9	13.9
Insurance	17.0	17.2
Labor - ERISA	13.5	13.5
Other Statutory Actions	29.4	29.4
Personal Injury - General	19.4	19.4
Personal Property - Fraud and Truth in Lending	24.2	24.2

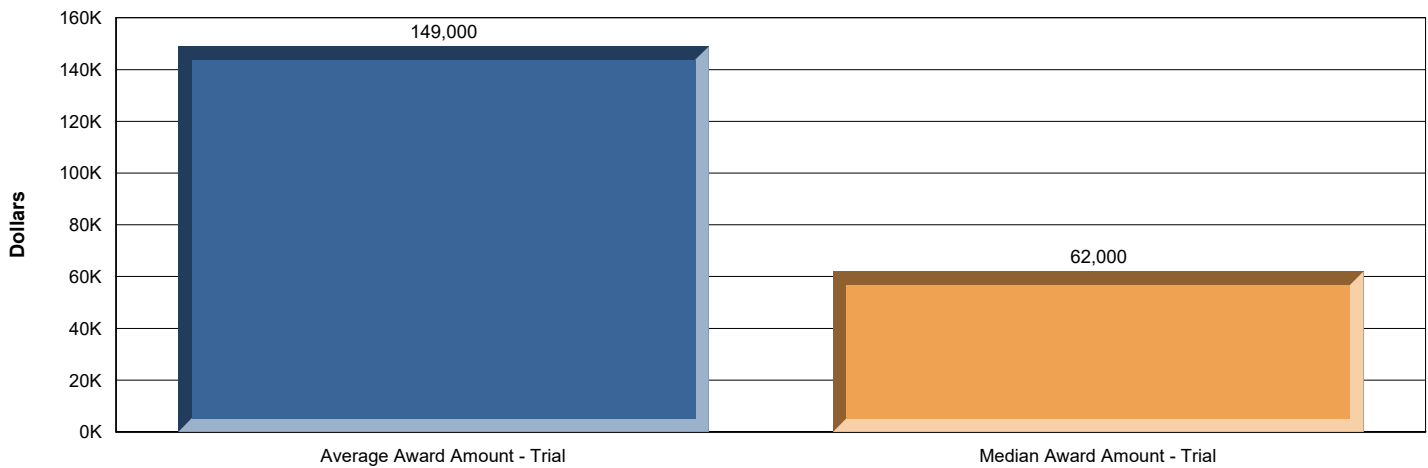
What Will it Cost: The damages portion of litigation expense is heavily fact dependent, but there are nationwide norms one can use to ensure the reasonableness of predicted damage awards in a particular case. For example, the nationwide average award in civil cases as the result of trial is \$688,820. The chart and table below show the average and median amounts for both situations for the selected judge. In addition, the table shows the standard deviation. Award amounts not entered into the records of the federal courts or otherwise not brought to the attention of LegalMetric are not included in this report.

Studies have shown that attorney fees and related expenses can run from 33% to 100% of the damage awards. The figures in this report should be multiplied by 1.33 to 2.00 to obtain a range of total cost for this type of litigation.

Additional information about damages and litigation expenses is found in the body of the report under the heading "Damages and Other Litigation Expenses".

Average and Median Litigation Awards

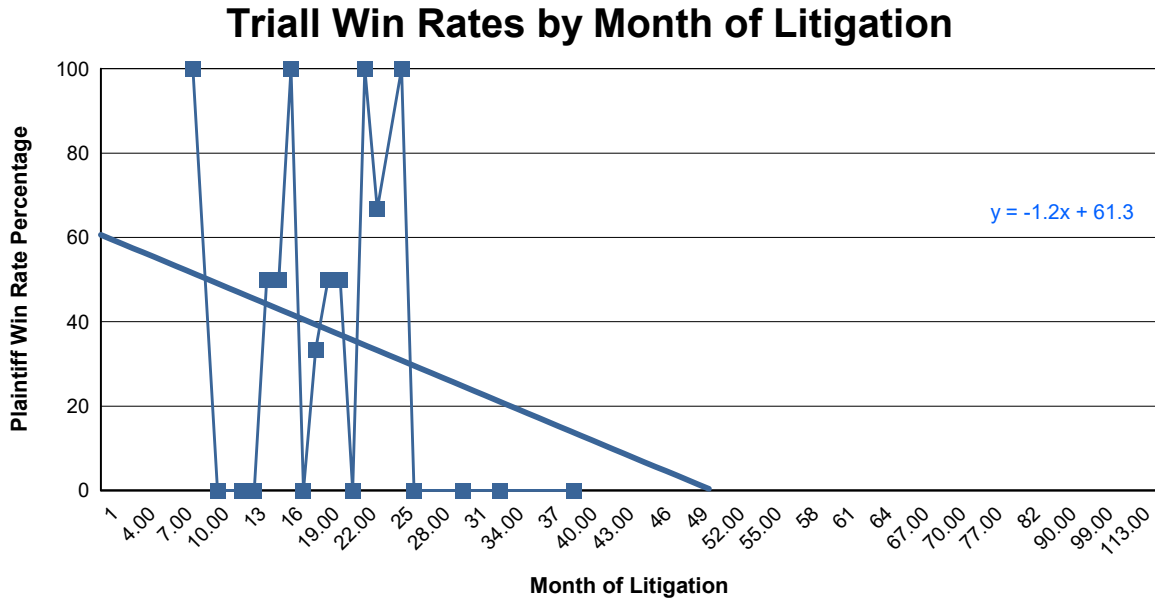
in Dollars



	Total		
	Average Award - Trial Outcome	Median Award - Trial Outcome	Standard Deviation - Trial Outcome
Total	149,000	62,000	191,050
Antitrust	62,000	62,000	0
Civil Rights - Employment	56,000	56,000	8,485
Contract - General	57,000	57,000	0
Insurance	120,333	125,000	90,091
Personal Property - Fraud and Truth in Lending	600,000	600,000	0

Patent and Defendant Win Rate Detail: The chart immediately below shows the trial win rate for plaintiffs for this judge in civil cases. The data is organized by month of litigation. The chart also includes a trend line.

Similar month of litigation information is shown in the table following the chart. The table includes plaintiff and defendant data for contested win rates, overall win rates, and trial win rates for the judge for the entire period, broken out by month of litigation.



		Total	
		Pl. Trial Win Rate	Def. Trial Win Rate
Total		38.7	61.3
Antitrust	Total	100.0	0.0
	23	100.0	0.0
Civil Rights - Employment	Total	37.5	62.5
	8	100.0	0.0
	10	0.0	100.0
	13	0.0	100.0
	17	0.0	100.0
	19	0.0	100.0
	22	100.0	0.0
	23	100.0	0.0
Civil Rights - General	Total	11.1	88.9
	13	0.0	100.0

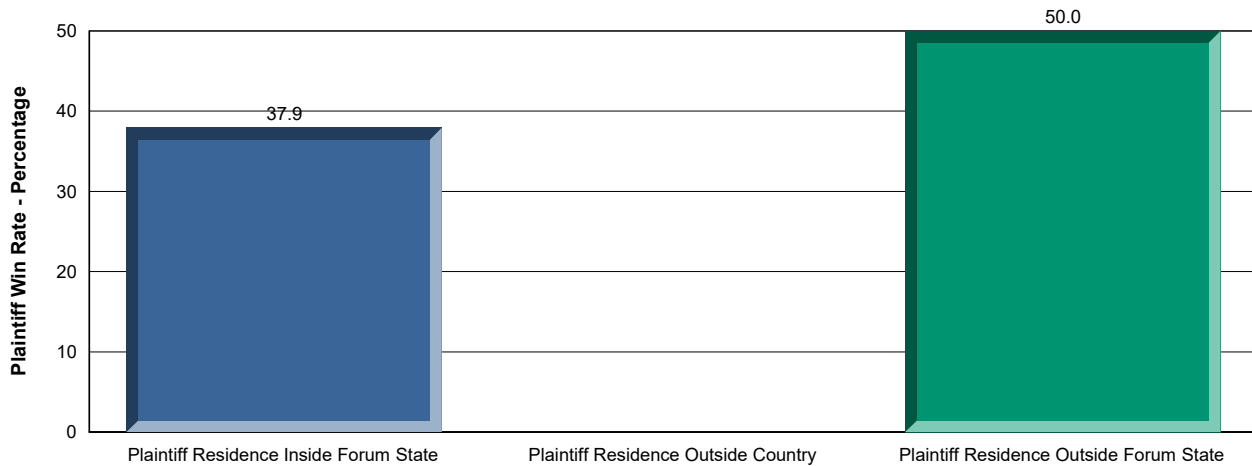
		Total	
		Pl. Trial Win Rate	Def. Trial Win Rate
Civil Rights - General	15	0.0	100.0
	18	33.3	66.7
	20	0.0	100.0
	21	0.0	100.0
	33	0.0	100.0
	39	0.0	100.0
Consumer Credit	Total	0.0	100.0
	33	0.0	100.0
Contract - General	Total	100.0	0.0
	14	100.0	0.0
Insurance	Total	83.3	16.7
	12	0.0	100.0
	15	100.0	0.0
	16	100.0	0.0
	19	100.0	0.0
	20	100.0	0.0
	22	100.0	0.0
Labor - ERISA	Total	0.0	100.0
	14	0.0	100.0
Other Statutory Actions	Total	0.0	100.0
	30	0.0	100.0
Personal Injury - General	Total	0.0	100.0
	17	0.0	100.0
	23	0.0	100.0
Personal Property - Fraud and Truth in Lending	Total	100.0	0.0
	25	100.0	0.0

Patent and Defendant Win Rates - Local v. Foreign Plaintiffs: The chart immediately below shows the trial win rate for plaintiffs for this district, broken out by the residence of the plaintiff. Specifically, the chart includes plaintiff trial win rates (for this judge) where 1. the plaintiff is a resident of the forum state, 2. the plaintiff is a resident of a foreign country, and 3. the plaintiff is a resident outside the forum state.

Similar local v. foreign plaintiff win rate information is shown in the table following the chart.

Contested Win Rates

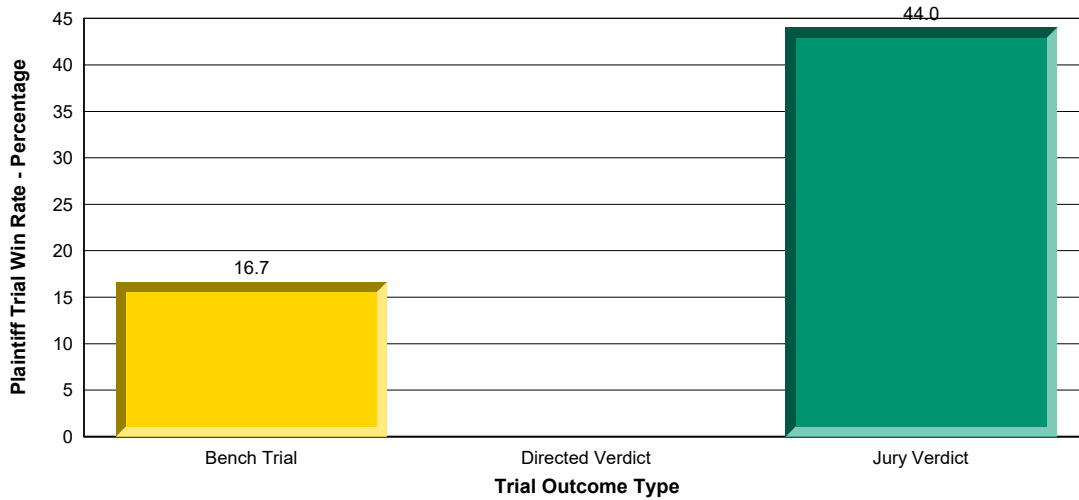
Local v. Foreign Plaintiffs



		Total	
		Pl. Trial Win Rate	Def. Trial Win Rate
Total		38.7	61.3
Plaintiff Residence Inside Forum State	Total	37.9	62.1
	Civil Rights - Employment	37.5	62.5
	Civil Rights - General	11.1	88.9
	Consumer Credit	0.0	100.0
	Contract - General	100.0	0.0
	Insurance	83.3	16.7
	Labor - ERISA	0.0	100.0
	Other Statutory Actions	0.0	100.0
	Personal Injury - General	0.0	100.0
	Personal Property - Fraud and Truth in Lending	100.0	0.0
Plaintiff Residence Outside Forum State	Total	50.0	50.0
	Antitrust	100.0	0.0
	Personal Injury - General	0.0	100.0

Patent and Defendant Win Rates - Bench and Jury Trial Win Rates: The chart and table immediately below show the trial win rate for plaintiffs for this judge, broken out by trial outcome type. Specifically, the chart includes plaintiff trial win rates where the judgment is entered as a result of a bench trial, a directed verdict, or a jury verdict (if any).

Trial Win Rates, by Trial Type

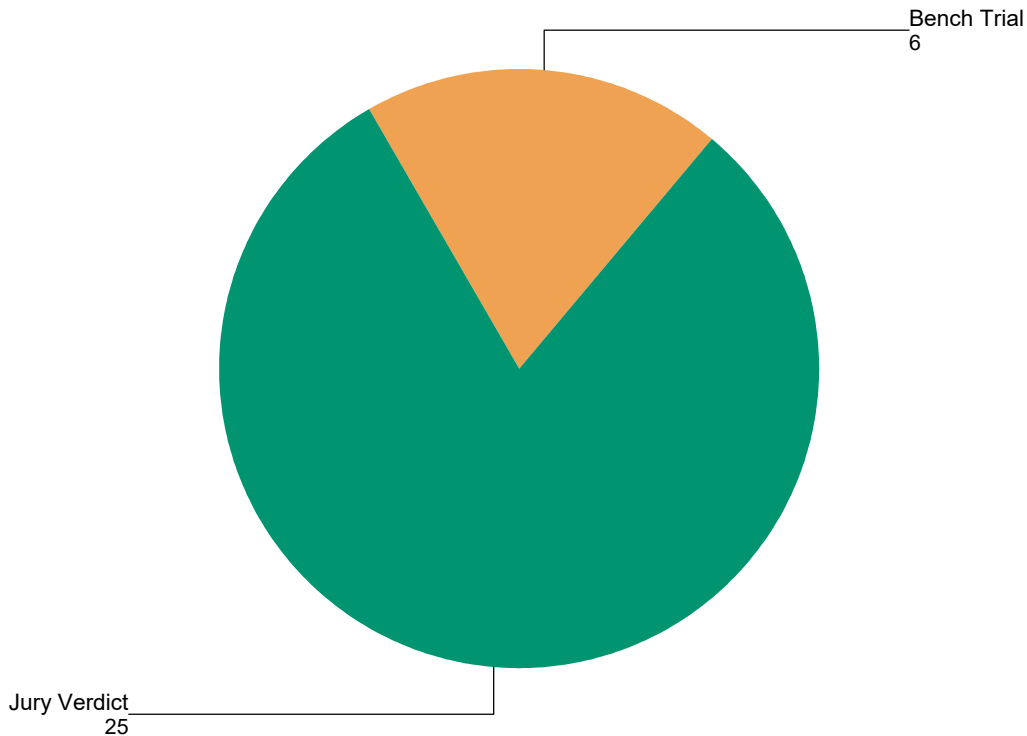


	Total		Bench Trial		Jury Verdict	
	Trial Win Rate	# of Trials	Trial Win Rate	# of Trials	Trial Win Rate	# of Trials
Total	38.7	31	16.7	6	44.0	25
Antitrust	100.0	1	0.0	0	100.0	1
Civil Rights - Employment	37.5	8	100.0	1	28.6	7
Civil Rights - General	11.1	9		0	11.1	9
Consumer Credit	0.0	1	0.0	1		0
Contract - General	100.0	1		0	100.0	1
Insurance	83.3	6	0.0	1	100.0	5
Labor - ERISA	0.0	1	0.0	1		0
Other Statutory Actions	0.0	1	0.0	1		0
Personal Injury - General	0.0	2	0.0	1	0.0	1
Personal Property - Fraud and Truth in Lending	100.0	1		0	100.0	1

Cases Terminated, by Case Outcome: The fraction of cases of the type covered by this report terminated by trial over the time period covered by this report is shown below.

Case Outcomes by Type

(number of cases)



		Total
		Percentage Cases
Bench Trial	Total	100.0%
	Civil Rights - Employment	16.7%
	Consumer Credit	16.7%
	Insurance	16.7%
	Labor - ERISA	16.7%
	Other Statutory Actions	16.7%
	Personal Injury - General	16.7%
Jury Verdict	Total	100.0%
	Antitrust	4.0%
	Civil Rights - Employment	28.0%

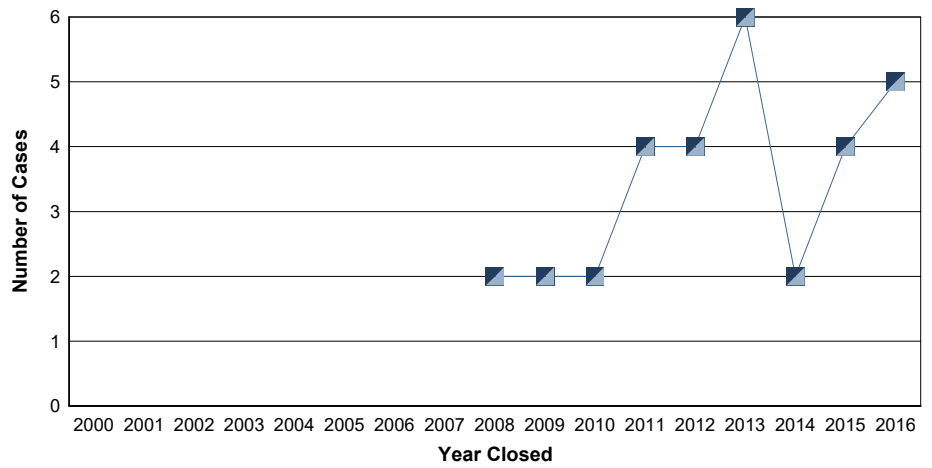
		Total
		Percentage Cases
Jury Verdict	Civil Rights - General	36.0%
	Contract - General	4.0%
	Insurance	20.0%
	Personal Injury - General	4.0%
	Personal Property - Fraud and Truth in Lending	4.0%

Cases Closed Each Year: The total number of civil cases closed by trial for this judge is shown in the chart to the right.

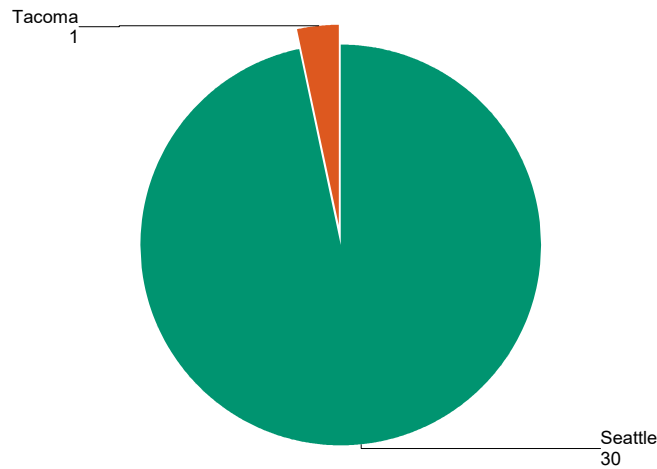
The breakout by division is shown in the chart below, followed by a table with a breakout by year.

Number of Cases Closed

by Calendar Year



Closed Cases by Division

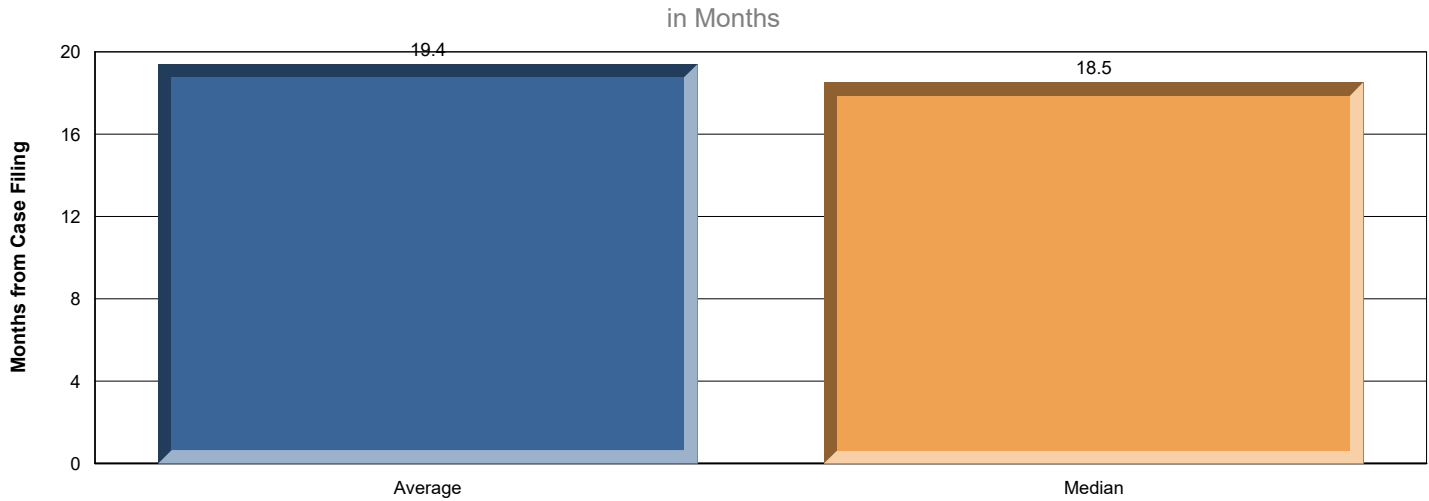


		Closed Cases
Total		31
Antitrust	Total	1
	2015	1
Civil Rights - Employment	Total	8
	2008	1
	2010	2
	2012	2
	2013	2
	2014	1
Civil Rights - General	Total	9
	2008	1

		Closed Cases
Civil Rights - General	2009	1
	2011	2
	2013	1
	2014	1
	2015	1
	2016	2
Consumer Credit	Total	1
	2015	1
Contract - General	Total	1
	2013	1
Insurance	Total	6
	2009	1
	2012	2
	2013	1
	2016	2
Labor - ERISA	Total	1
	2011	1
Other Statutory Actions	Total	1
	2013	1
Personal Injury - General	Total	2
	2011	1
	2015	1
Personal Property - Fraud and Truth in Lending	Total	1
	2016	1

Pendency Detail - Time to Termination - By Trial Type: The chart immediately below shows the pendency (in months) for cases terminated by trial for this judge. The chart is followed by a table which shows the average and median times to termination broken out by trial type and nature of suit.

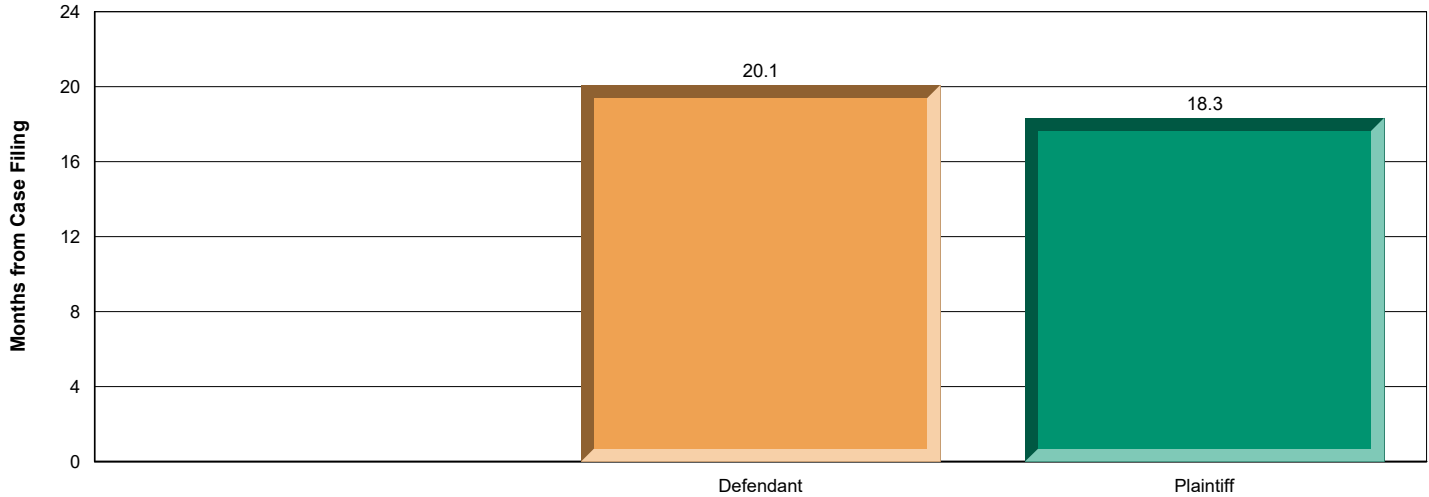
Average and Median Time to Termination: All Cases



		Total		
		Average Time to Termination - All Cases	Median Time to Termination - All Cases	# of Closed Cases
Total		19.4	18.5	31
Antitrust	Jury Verdict	22.8	22.8	1
Civil Rights - Employment	Bench Trial	7.6	7.6	1
	Jury Verdict	18.0	18.5	7
Civil Rights - General	Jury Verdict	21.2	17.9	9
Consumer Credit	Bench Trial	32.7	32.7	1
Contract - General	Jury Verdict	13.9	13.9	1
Insurance	Bench Trial	11.9	11.9	1
	Jury Verdict	18.0	18.7	5
Labor - ERISA	Bench Trial	13.5	13.5	1
Other Statutory Actions	Bench Trial	29.4	29.4	1
Personal Injury - General	Bench Trial	22.8	22.8	1
	Jury Verdict	16.1	16.1	1
Personal Property - Fraud and Truth in Lending	Jury Verdict	24.2	24.2	1

Pendency Detail - Time to Termination By Prevailing Party: The chart immediately below shows the pendency (in months) for trial cases in this district, broken out by prevailing party. The chart is followed by a table, which shows both the average time to termination broken out by trial type and nature of suit.

Average Time to Termination: By Prevailing Party



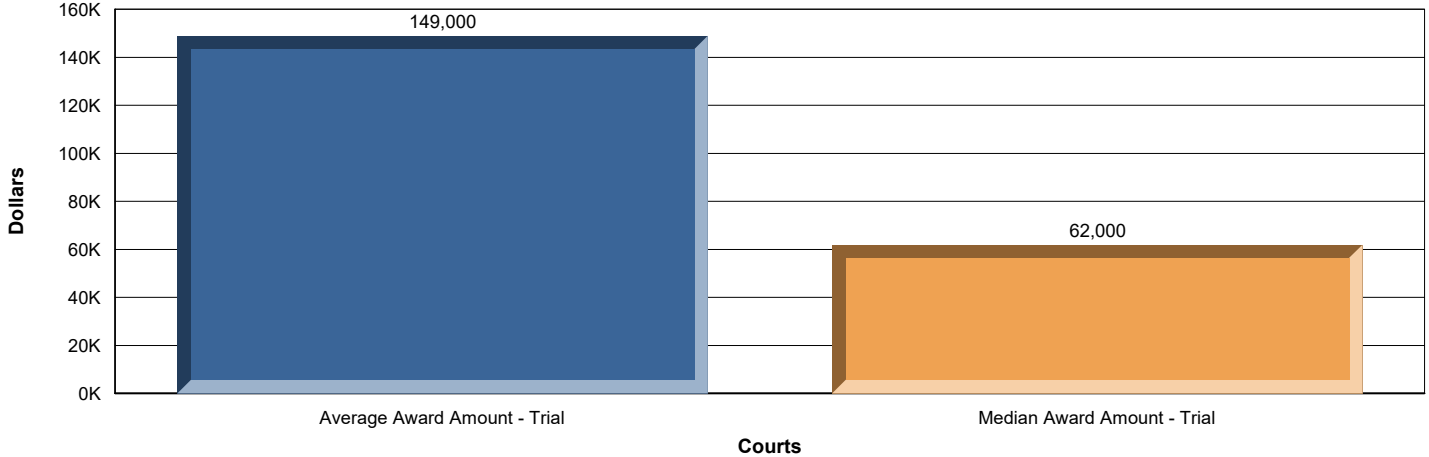
		Total	Defendant	Plaintiff
Total		19.4	20.1	18.3
Antitrust	Jury Verdict	22.8	0.0	22.8
Civil Rights - Employment	Bench Trial	7.6	0.0	7.6
	Jury Verdict	18.0	16.5	22.0
Civil Rights - General	Jury Verdict	21.2	21.7	17.5
Consumer Credit	Bench Trial	32.7	32.7	0.0
Contract - General	Jury Verdict	13.9	0.0	13.9
Insurance	Bench Trial	11.9	11.9	0.0
	Jury Verdict	18.0	0.0	18.0
Labor - ERISA	Bench Trial	13.5	13.5	0.0
Other Statutory Actions	Bench Trial	29.4	29.4	0.0

		Total	Defendant	Plaintiff
Personal Injury - General	Bench Trial	22.8	22.8	0.0
	Jury Verdict	16.1	16.1	0.0
Personal Property - Fraud and Truth in Lending	Jury Verdict	24.2	0.0	24.2

Damages and Other Litigation Expenses: Median and average damages awards for these cases are shown in the chart and table below.

Litigation Awards

in Dollars



	Total	
	Average Award - Trial Outcome	Median Award - Trial Outcome
Total	149,000	62,000
Antitrust	62,000	62,000
Civil Rights - Employment	56,000	56,000
Contract - General	57,000	57,000
Insurance	120,333	125,000
Personal Property - Fraud and Truth in Lending	600,000	600,000

Attorney fees and other litigation expenses historically have run from 33% to 100% of the damage award. Applying these guidelines to the average and mean amounts set forth above, gives the total potential litigation expenses set forth below. Note that these expenses could be even higher if the case at issue has a higher than average damage award, and could be less if the case is terminated quickly.

	Total	
	Total Cost - Low - Trial Award Made	Total Cost - High - Trial Award Made
Total	198,170	298,000
Antitrust	82,460	124,000
Civil Rights - Employment	74,480	112,000
Contract - General	75,810	114,000

	Total	
	Total Cost - Low - Trial Award Made	Total Cost - High - Trial Award Made
Insurance	160,043	240,667
Personal Property - Fraud and Truth in Lending	798,000	1,200,000

Judgment Outcomes: The number of outcomes by judgment, the overall plaintiff win rate for those outcomes, and the average time to termination for those outcomes for these cases are shown below, broken out by type of outcome.

	Total		
	Number of Judgments	Plaintiff Win Rate	Average Time to Termination
Total	31	38.7	19.4
Bench Trial	6	16.7	19.7
Jury Verdict	25	44.0	19.4

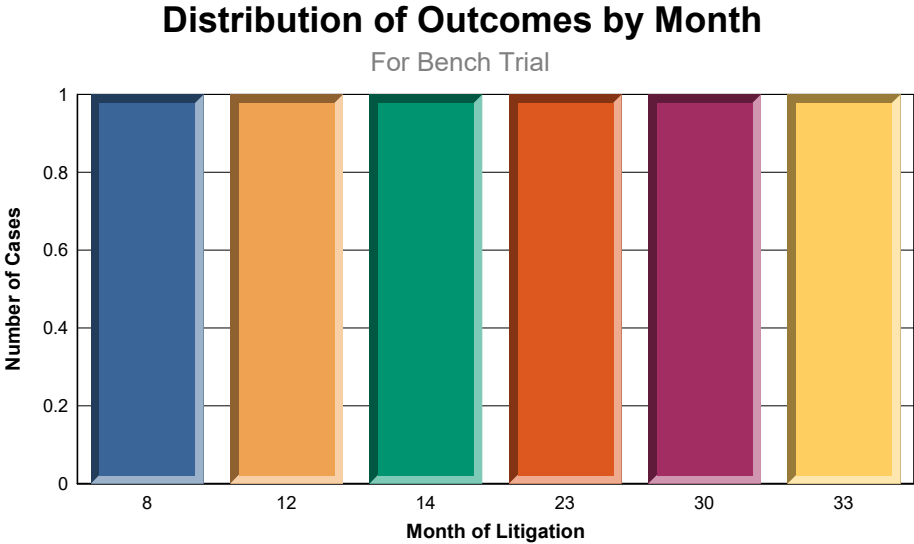
Detailed information about these cases, broken out by type of outcome, is shown in the following sections.

Bench Trial

The number of cases, plaintiff win rate (if applicable) and average time to termination for outcomes are shown below for the each outcome.

Total			
	Number of Cases	Plaintiff Win Rate (if applicable)	Time to Termination
Bench Trial	6	16.7	19.7

The distribution of these outcomes by month of litigation is shown below. Months with no outcomes are omitted from the chart.



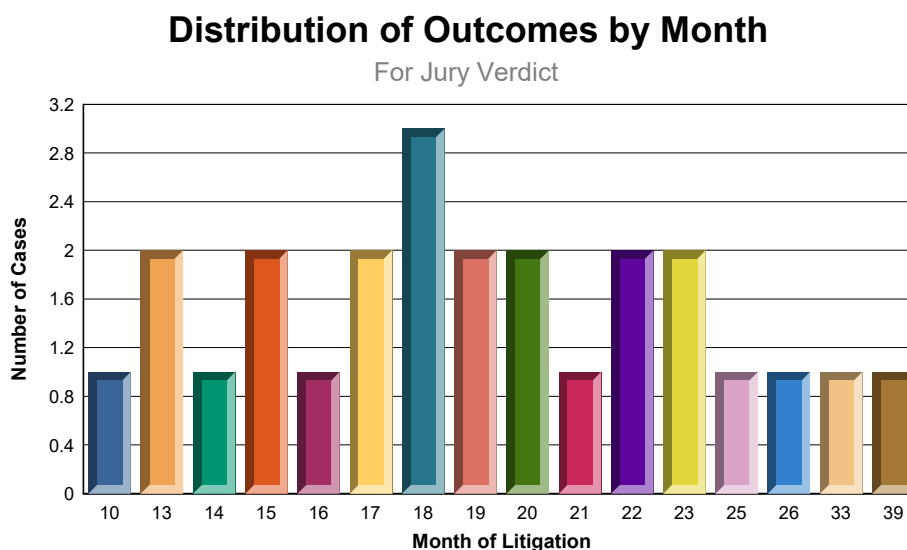
<u>Case Name</u>	<u>Case Number</u>	<u>Judge</u>	<u>Prevailing Party</u>	<u>Pendency</u>
Shepard v. Foremost Insurance Company Inc	2:08cv00434	Jones	Defendant	11.9
Davies v. Boeing Company Employee Benefits Plan Committee et al	2:10cv01242	Jones	Defendant	13.5
Sherman v. Vendetti et al	2:08cv01533	Jones	Plaintiff	7.6
In The Matter of the Complaint of Leo LLC; Coastal Villages Region Fund; Coastal Enterprises, LLC; and Coastal Villages Seafoods LLC, As Owners and/or Operators of the Vessel Leo	2:09cv01768	Jones	Defendant	22.8
Mangum et al v. Renton School District #403	2:10cv01607	Jones	Defendant	29.4
Knecht v. Fidelity National Title Insurance Company et al	2:12cv01575	Jones	Defendant	32.7

Jury Verdict

The number of cases, plaintiff win rate (if applicable) and average time to termination for outcomes are shown below for the each outcome.

	Total		
	Number of Cases	Plaintiff Win Rate (if applicable)	Time to Termination
Jury Verdict	25	44.0	19.4

The distribution of these outcomes by month of litigation is shown below. Months with no outcomes are omitted from the chart.



Case Name	Case Number	Judge	Prevailing Party	Pendency
Moorehead v. Chertoff	2:07cv01205	Jones	Defendant	16.5
Watson v. Zurcher et al	2:07cv00374	Jones	Defendant	17.7
Ferrante v. Costco Wholesale Corporation	2:08cv00591	Jones	Defendant	25.2
Johnson v. Grady Way Station LLC et al	2:08cv01651	Jones	Defendant	12.2
Creekmore v. US Bancorp	2:09cv00561	Jones	Defendant	18.5
Anderson v. Baseball Club of Seattle et al	2:09cv00850	Jones	Defendant	19.1
Matson v. United Parcel Service Inc	2:10cv01528	Jones	Plaintiff	21.9
F.C. Bloxom Company v. Fireman's Fund Insurance Company	2:10cv01603	Jones	Plaintiff	19.6
Freeman v. State Farm Mutual Automobile Insurance Company	2:11cv00761	Jones	Plaintiff	15.8
Yancey et al v. The Automobile Insurance Company Of Hartford et al	2:11cv01329	Jones	Plaintiff	21.2

Walker v. City of Renton et al	2:11cv02114	Jones	Defendant	20.0
Stevenson, et al v. Sustainable Apparel Group LLC	2:12cv01007	Jones	Plaintiff	13.9
Matson v. United Parcel Service Inc	2:10cv01528	Jones	Defendant	9.2
Conti et al v. Channel Services Group, Inc.	2:12cv00245	Jones	Plaintiff	22.1
Alexander v. Boeing Commercial Space Company	2:13cv01369	Jones	Defendant	12.8
Blatt v. Shove et al	2:11cv01711	Jones	Defendant	38.9
Gough et al v. Peace St. Joseph Medical Center	2:12cv00346	Jones	Defendant	32.5
Costco Wholesale Corp. v. Au Optronics Corp. et al	2:13cv01207	Jones	Plaintiff	22.8
Kumar et al v. Williams Portfolio 7, Inc. et al	2:14cv00657	Jones	Defendant	16.1
Hews v. State Farm Mutual Automobile Insurance Company	2:15cv00834	Jones	Plaintiff	14.9
Diederich v. Providence Health & Services et al	2:10cv01558	Jones	Defendant	15.0
Glasser v. Blixseth et al	2:14cv01576	Jones	Plaintiff	24.2
Jelinek v American National Property and Casualty Co	2:15cv00779	Jones	Plaintiff	18.7
Wingate v. City of Seattle et al	2:15cv00822	Jones	Plaintiff	17.5
Allen et al v. Mason County Sheriff's Office et al	3:09cv05752	Jones	Defendant	17.9