

OUTLINE

**TENTH CIRCUIT CONFERENCE
PARK CITY, UTAH
July 22, 2004**

IS THE JUDICIAL SYSTEM IN COMPETITION WITH ADR,
PARTICULARLY MEDIATION AND ARBITRATION?

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| 1. IF NOT, WHY NOT? | JUDGE CAUTHRON |
| 2. IF SO, ARE WE WINNING? | JUDGE LUNGSTRUM |
| 3. ARE THERE BENEFITS LOST BY CLIENTS
AS JURY TRIALS DISAPPEAR? WHAT ABOUT
THE PUBLIC? | JUDGE DOWNES |
| 4. HOW CAN WE BE MORE COMPETITIVE? | |

(A) HOW WOULD YOU SELL THE TRIAL
ADVANTAGE TO A CONSUMER?

**Trials Completed Per Judgeship
1998-2003**

District	12-Month Period Ending September 30						Numerical Standing	
	2003	2002	2001	2000	1999	1998	U.S.	Circuit
Colorado	23	27	35	30	24	32	28	4
Kansas	33	29	31	31	30	30	6	1
New Mexico	20	29	27	26	33	47	44	7
Oklahoma - Eastern	27	23	37	47	48	45	14	2
Oklahoma - Northern	23	21	21	22	26	32	28	4
Oklahoma - Western	17	14	19	17	22	28	55	8
Utah	27	13	15	14	14	14	14	2
Wyoming	23	20	23	23	23	31	28	4