



## U.S. DISTRICT AND BANKRUPTCY COURTS FOR THE DISTRICT OF IDAHO

### 2004 ANNUAL REPORT SUMMARY



#### OVERVIEW

The successful implementation of a new electronic filing and case management system (CM/ECF) and managing the judiciary budget crisis were the primary challenges and accomplishments in 2004.

In anticipation of serious projected budget shortfalls in fiscal year 2005, the District of Idaho successfully implemented a number of cost containment measures during 2004 designed to reduce operating and automation expenses. This included reduction of operating and automation costs by 35% and a 12% reduction of personnel costs. The Court also approved a buyout/early retirement package for several court staff which eliminated the necessity for any forced layoffs. In some districts across the country, the dire judiciary budget situation resulted in the layoff of up to 20% of court personnel.

As a result of incredible team work, long hours and a positive attitude within the Court, the District of Idaho went live on CM/ECF on January 3, 2005. This new electronic filing system was a major change for judges, the clerk's office and members of the bar since most documents are submitted electronically. Despite the challenges of working in a paperless environment, the implementation process was very successful. A number of "firsts" were accomplished by the court, including: first to complete the implementation process in only nine months; first to go live on district and bankruptcy at the same time; first to go live on the new district version of CM/ECF; first to test and install the Linux server; and first in the country to successfully complete "hands-on" training of over 1500 attorneys and paralegals in just three months!

*B. Lynn Winmill, Chief District Judge  
Larry M. Boyle, Chief Magistrate Judge*

*Terry L. Myers, Chief Bankruptcy Judge  
Cameron S. Burke, Court Executive*

### *"Access to Justice" ...*

#### CM/ECF CASE MANAGEMENT/ ELECTRONIC CASE FILING

The District of Idaho worked tirelessly during 2004 preparing for the implementation of the new electronic filing system which began on January 1, 2005. This was a massive undertaking, in which each Court staff member served on at least one CM/ECF Committee or made some other significant contribution to the CM/ECF effort, in addition to performing regular duties and responsibilities. Under the new

CM/ECF program, registered attorneys electronically file cases, documents and pleadings in pdf (portable document format) via the Internet and receive electronic notification by e-mail. Although this program is being implemented nationwide using standardized software, each District develops its own rules and procedures. Training classes were held throughout the state at the federal courthouses, computer labs, hotels and at individual law firms. Project Manager Matt Groover did an excellent job and he was supported by the outstanding efforts of team leader Sue Beitia, Suzi Butler, Wendy Messuri, Berta Marks, Peggy Flores, Kathy Stutzman, and Doug Ward. It is anticipated that the program will result in a savings of both time and money for the Courts as well as the Bar.

## **CEO CALENDAR**

In conjunction with the implementation of CM/ECF, the District of Idaho was selected as a development partner to evaluate and test a calendar program. This CEO calendar program, short for Chambers Electronic Organizer, was developed by another consolidated district, the Southern District of Texas.

The Bankruptcy version was installed in December 2004 and the District version will be installed soon. The court will help test the installation instructions as well as the early releases, before other districts receive the software. As Beta testers, the court will participate in future software development

## **BOISE COURTROOM RENOVATION**

The sixth floor courtroom renovation project in Boise was completed in Spring of 2004. This project resulted in increased accessibility, ADA compliance, installation of the latest audio/visual equipment and other technological enhancements, as well as, an improvement in the overall aesthetic appearance. The new systems include: infra-red technology for assisted listening and language interpretation; a fully integrated audio and video presentation system controlled by AMX touch-screen panels; and both audio and video conferencing capability. Attorneys can preview the technological innovations by accessing a “primer” on our Internet site which contained a comprehensive description and operating instructions for the various components as well as a series of digital color photos and illustrations.

## **COEUR D’ALENE PROJECT**

The Ninth Circuit Space and Security Committee approved approximately 25,000 square feet of expansion space in Coeur d’Alene. This new leased facility will include a full sized district courtroom and chambers, a bankruptcy/magistrate judge courtroom and chambers, a Grand Jury/hearing room, jury facilities, ancillary courtroom facilities and expansion space for the Clerk’s Office and Probation and Pretrial Services. The Court is working with GSA, the Circuit and the Administrative Office to complete this project by January 2008. When a third permanent judgeship is approved by Congress, the court would like to house the new judge in Coeur d’Alene.

## **BOISE FEASIBILITY STUDY**

A study has been undertaken during 2004 to examine the long-range facilities needs of the federal court in Boise over the next twenty years. The options available include several renovation scenarios as well as construction of an annex building. The Board of Judges are working with the architects, GSA, the Circuit and the Administrative Office to complete schematic designs for this project. If approved, this project must be approved by Congress and ranked by the Judicial Conference of the United States.

## **INTERNET**

The District of Idaho’s website: [www.id.uscourts.gov](http://www.id.uscourts.gov) received over 16.4 million successful “hits” during 2004. Over the past four years, use of our website has increased over 150%. The creation of a special section on our Internet website entirely devoted to CM/ECF, has proven invaluable throughout the implementation and transition phases of the new electronic filing system. The Bar could watch a streaming video, which outlined the benefits of CM/ECF, familiarize themselves with CM/ECF terminology, simulate electronic filings in the general skills, bankruptcy, civil and criminal training modules and test data bases, and register online for court-sponsored training. In addition to providing the latest news in a scrolling announcement format, the Internet homepage allows for instantaneous access to notices of upcoming events, local rules, general orders, interactive forms, various attorney resources, jury information, monthly statistics, as well as community outreach programs.

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## *"Community Outreach" ...*

### **ANNUAL DISTRICT CONFERENCE**

The 2004 Annual District Conference and Federal Practice Program was held in conjunction with the Idaho State Bar Conference on Tuesday, July 13<sup>th</sup> at the Doubletree Hotel in Boise. Chief Judge Mary M. Schroeder of the Ninth Circuit Court of Appeals was the keynote speaker. The morning core topics included: "CM/ECF Updates;" "Motion Practice - A View from the Bench;" "The New Generation of Technology for the Law Firm." In the afternoon, there were three concurrent break-out sessions offered including: "Ten Things the Litigator Should Know about Bankruptcy;" "Discovery Rules, Procedural Pitfalls and Meet and Confer;" and "Using Electronic Evidence in Your Closing Argument - a Demonstration." The program concluded with a Judicial Panel Question and Answer session. Over 300 attorneys attended this year's Conference, which was approved for 6 CLE credits.

### **COMMUNITY OUTREACH GRANT PROGRAM**

The District of Idaho Community Outreach Program awarded three grants for calendar year 2004 totaling \$5400. These included: the 6<sup>th</sup> Judicial District Citizens' Law Academy; the Idaho Volunteer Lawyers Bankruptcy Clinic Program; and the 3<sup>rd</sup> District Bar Citizens' Law Academy. Each year, subject to the availability of sufficient funds in the District of Idaho's Non-Appropriated Fund, a portion of the proceeds are awarded to programs which enhance public trust and confidence in the judiciary; promote a better understanding of the judiciary and legal processes; and improve communication with the public about the role of courts and the legal process. The grant funding must be related in some way to community education. A total of \$6,500 has been allocated for the 2005 Community Outreach Program. The deadline for submission of grant applications is April 1, 2005.

### **PRO SE / PRO BONO PROGRAM**

During 2004, the Court recognized several attorneys for pro bono representation of prisoners housed in federal correctional systems. The attorneys resolved inmates' civil rights claims in both mediation and court proceedings. The Pro Se/ Pro Bono Program was initiated to assist with the out-of-pocket expenses for attorneys appointed to represent indigent litigants in meritorious civil and bankruptcy cases not covered by the Criminal Justice Act (CJA). In recognition that volunteer legal services impose a financial burden, out-of-pocket expenses are now reimbursed up to \$1500. These cases provide an excellent opportunity for attorneys to gain valuable federal court procedural and litigation experience.

### **MEDIA PROGRAM**

On May 13, the District of Idaho hosted a media program in conjunction with the Ninth Circuit's Public Information and Community Outreach Committee, and the Idaho Supreme Court. This program brought together federal and state judges, lawyers, law professors, freedom of the press advocates and working journalists from a number of Idaho newspapers and television stations. In all, 60 workshop participants spent nearly six hours together, listening to presentations and sharing views on a variety of topics including an exercise by Dean Don Burnett of the University of Idaho Law School involving hypothetical high-profile murder case; presentations by Judge Randy Smith, Cameron Burke and John Peay on media access to information; a review of the Patriot Act by Tom Moss, Tom Monaghan and Betsy Russell; an open media forum hosted by District Judge Lasnik and a presentation on journalists' use of confidential government sources conducted by Brian Sun and Lucy Dalglish. Everyone in attendance agreed that exchanging information, understanding the needs of the respective groups and discussing these matters in an open forum, were highly beneficial in building relationships between the judiciary and the media.

## **FEDERAL BAR ASSOCIATION**

The Board of Judges and lawyer representatives supported an initiative to establish a Federal Bar Association in the District of Idaho. The mission of the Association will be to assist with continuing legal education and to serve as a resource to the Lawyer Representatives and Court in conducting educational programs such as the district conferences. The Federal Bar Association will be working on a plan to create a third judgeship in the District of Idaho and to work with Congressional representatives regarding the budget shortfall. Efforts are already underway to conduct a state-wide seminar in conjunction with the State Bar Association annual conference.

## **ELECTRONIC COURTROOM PRESENTATION**

The U.S. District Court hosted a Continuing Legal Education (CLE) Program for members of the Idaho State Bar Association. Entitled "Technology in the Electronic Courtroom," the June 3 event introduced attorneys to the various presentation technology available in the courtroom. The full day program was attended by approximately 70 members of the bar. Chief District Judge B. Lynn Winmill, Magistrate Judge Mikel H. Williams, Systems Manager Doug Ward and law clerks David Metcalf and Lisa Mesler served as faculty.

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## *"Public Trust and Confidence" ...*

## **JUDICIAL SERVICE ON CIRCUIT AND NATIONAL COMMITTEES**

Chief District Judge B. Lynn Winmill, continues his three-year term of service on the United States Judicial Conference Committee on Information Technology. Some of the duties of this committee include reviewing and recommending programs that support information technology such as electronic public access, courtroom technology, electronic filing and voice telecommunications programs. During 2004, Chief Judge Winmill was also appointed to a three-year term on the Ninth Circuit Court of Appeals Judicial Council. Judge Winmill will represent the Conference of Chief District Judges. The Ninth Circuit Judicial Council makes all necessary and appropriate orders for the effective and expeditious administration of justice within the circuit.

During 2004, Chief Magistrate Judge Larry M. Boyle was reappointed to an unprecedented additional two-year term of service on the United States Judicial Conference Committee on the Administration of the Magistrate Judges System. The Committee consists of eleven district judges and three magistrate judges representing all of the federal circuits. The Committee makes policy recommendations to the United States Judicial Conference relating to the administration of the Magistrate Judge System.

## **NEW CHIEF BANKRUPTCY JUDGE APPOINTED**

The Honorable Terry L. Myers became Chief Bankruptcy Judge on June 1, 2004, succeeding Bankruptcy Judge Jim D. Pappas, who has served in this capacity since 1993. Judge Myers was appointed by the Ninth Circuit Court of Appeals as a United States Bankruptcy Judge for the District of Idaho on August 1, 1998. Prior to his appointment, Judge Myers was a partner in the Boise law firm of Givens Pursley, LLP, where his practice emphasized bankruptcy and commercial litigation. Judge Myers has taught and lectured extensively on bankruptcy law to lawyers, judges, citizens' groups and others. He is a member and past chairman of the Commercial Law and Bankruptcy Section of the Idaho State Bar, and is a member of the American Bankruptcy Institute and the National Conference of Bankruptcy Judges.

**CHIEF DISTRICT JUDGE  
RECEIVES IDAHO STATE  
BAR AWARD**

On July 14, 2004, Chief District Judge B. Lynn Winmill received a special award from the Advocate Editorial Advisory Board, for the best article in the Advocate during the past year. His article, *Brown v. Board of Education: the Legacy and the Promise*, was published in the May, 2004 Advocate.

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*"Independence and Accountability" ...*

**NINTH CIRCUIT BAP  
SITS IN BOISE**

During 2004, a three-judge Ninth Circuit Bankruptcy Appellate Panel convened in Boise on July 30<sup>th</sup> at the James A. McClure U.S. Courthouse and Federal Building to hear oral arguments in three Idaho bankruptcy appeals. The judicial panel was comprised of U.S. Bankruptcy Judge Elizabeth L. Perris, District of Oregon; U.S. Bankruptcy Judge Philip H. Brandt, Western District of Washington; and U.S. Bankruptcy Judge James M. Marlar, District of Arizona.

**THIRD DISTRICT  
JUDGESHIP EFFORTS**

Although U.S. Senator Larry Craig introduced a bill (S.878) during 2003 to create a third permanent district court judgeship for the District of Idaho, the initiative was stalled in Congress in 2004 when the judgeship bill was linked to an effort to split the Ninth Circuit Court of Appeals.

Despite the rapid population growth in our geographically dispersed state, Idaho is currently one of only three states which has only two federal district judgeships. The District of Idaho also has a weighted caseload of 535 cases per judge, which exceeds the national standard for authorizing new judges. In addition, extensive travel between divisional offices and a high percentage of pending criminal cases are factors which impact the workload of the District of Idaho in comparison to other rural districts. Last year, civil filings alone increased 18%. With the burgeoning caseload, lack of judicial resources, plus the high-profile *Sami al-Hussayen* criminal trial, the District of Idaho was grateful to receive the assistance of numerous visiting judges during 2004.

**VISITING JUDGES**

In 2004, there was a 44% increase in the number of visiting judge hours compared to 2003 figures and a 193% increase over the past two years. The District of Idaho continues to rely on visiting judges to manage its caseload.

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*"Expedition and Timeliness" ...*

**VIDEO CONFERENCING**

Continued use of this valuable resource has resulted in significant savings of time, money, and personnel resources over the past years. It is especially advantageous in districts like Idaho where vast geographic distances separate court locations. Video conferencing is not limited to court proceedings, but is used extensively to connect divisional offices during various judicial, supervisory, committee and staff meetings. Its usage during the calendar year is well in excess of two hundred hours. Amendments to the Federal Rules of Criminal Procedure now allow its expanded use in video arraignment proceedings. New multi-point video equipment was purchased in 2004 to meet the increased demands for use of this technology. This equipment provides a split screen which enables three participants in court proceedings, who may be in different locations, to communicate and conduct court business.

## **CASE MANAGEMENT**

During 2004, civil case filings increased 18% and reached their second highest level in the past ten years. In fact, the combined civil and criminal case filings achieved a ten-year high despite a 12% decline in criminal filings during 2004. Bankruptcy filings were only 2% less than the historic high registered the previous year. Over the past ten years, bankruptcy filings have increased over 180%. During the same ten-year span, criminal filings rose over 110%.

## **ALTERNATIVE DISPUTE RESOLUTION (ADR)**

The District of Idaho's ADR program currently consists of the following ADR options: mediation; arbitration; and judicially supervised settlement conferences. During 2004, pilot programs were also implemented for early mediation conferences and a settlement week for pro se cases. All district and magistrate judges now require parties in any civil case to either participate in mediation or designate an ADR option as part of the Litigation Plan or Scheduling Order.

Parties may select from the Court's panel of 46 private mediators, paid directly by the parties, or request a mediation session with a visiting district court judge. During 2004, over 160 cases were referred to mediation, which is up from 97 the year before. Settlement was achieved in approximately 64% of those cases. In addition, there were 26 judicial settlement conferences conducted by the magistrate judges, with a success rate of over 60%. With almost one third of all civil cases being pro se filings, the use of ADR has proven helpful in assisting parties to take responsibility for resolving their disputes.

## **AUTOMATION**

The activities of the Automation team and automation resources have been highly focused on deployment of CM/ECF and its many peripheral requirements. These activities have included system administration training, installation of the new servers and conversion of the old court data and documents. Additionally, the court has installed many applications developed in other districts to assist with the new processes, including calendaring applications, credit card payment monitoring software, 3 column PDF labels printing applications, Bankruptcy case upload software and numerous reports. Other activities driven by the CM/ECF deployment included numerous hardware upgrades such as additional scanning equipment, faster printers and new computers. The cyclical upgrade program was tailored this year to address CM/ECF requirements, however dual monitors were the focus for many personnel. The efforts to become less dependent on paper has illustrated a need to use multiple windows (word processor in one, CM/ECF in the other) and the installation of a second monitor has been extremely beneficial.

## **FJTN OVER THE WEB**

The installation of "streaming video" on individual PCs now allows each staff member to view all of the satellite-transmitted training presented by the Federal Judicial Center from the convenience of their desks.

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## *"Cooperation and Collaboration" ...*

## **FEDERAL AND STATE JUDICIARY JOINT EFFORTS**

Over the years, the collaborative efforts of the District of Idaho and Idaho State Supreme have proven very beneficial in fostering mutual understanding and respect between the two court systems. During 2004, the District of Idaho sponsored a half-day training session for approximately fifty Idaho State District Court judges which focused on the impact of bankruptcy filings on existing state court cases. Presentations were made by Chief Bankruptcy Judge Terry L. Myers and Bankruptcy Judge Jim D. Pappas, as well as by Coeur d'Alene bankruptcy attorney and Trustee Ford Elsaesser, and Boise bankruptcy attorney Joe Meier, who is also a lawyer representative for the federal court.

The District of Idaho continues to work with the Idaho Supreme Court on interpreter certification and testing. During 2004, the state and federal judiciary jointly sponsored a number of court interpreter orientation and skill-building workshops as well as offering the certification examination. This project has resulted in the certification of 15 Spanish Interpreters which are used in the state and federal courts.

### **LAWYER REPRESENTATIVES**

Keith Roark was appointed to a three-year term as lawyer representative replacing outgoing representative R. Bruce Owens in November, 2004. Mr. Roark joins current lawyer representatives, Joe Meier and Ron Kerl. Typical duties of the lawyer representatives include: serving as the representative of the Bar to advance opinions and suggestions for improvement; assisting the Court in the implementation of new programs or procedures, serving on Federal Court committees, and developing curriculum for training programs. The Lawyer Representative Selection Plan ensures statewide representation based on the percentage of lawyers in each judicial district. The 2004 representative was chosen from the 3<sup>rd</sup> or 5<sup>th</sup> Judicial District. The 2005 representative will be chosen from the 4<sup>th</sup> Judicial District.

### **REVISED DISTRICT & BANKRUPTCY COURT LOCAL RULES**

During 2004, the District of Idaho Local Rules Committees successfully completed revisions of both the District and Bankruptcy Court Local Rules, which after a month-long comment period, became effective on January 1, 2005. In addition, a new Model Chapter 13 Bankruptcy Plan was also adopted during this time frame.

### **ANNUAL CJA CONFERENCE**

The 2004 Annual CJA (Criminal Justice Act) Conference, jointly sponsored by the U S District Court and Federal Defenders of Eastern Washington and Idaho, took place on August 27<sup>th</sup> and 28<sup>th</sup> at the Grove Hotel in downtown Boise. The program included many all-stars in the criminal defense arena. The topics included "Knowing the Rules of Evidence to Win Cases"; "Cultural Considerations in the Defense of Illegal Reentry Cases and Crimes Arising on the Indian Reservation" a panel discussion on "Handling Terrorism Cases" and a primer on the Sentencing Guidelines: "Is There Any Hope Left?" Friday's program featured the attorney who represented co-defendants in the cases involving NFL star Ray Lewis and the Gold Club. There were also "nuts-and-bolts" presentations by the U.S. Marshal Service on getting your witnesses to court and by the Court Executive on recent developments in federal law and the new age of electronic filing. CLE credits were awarded to all attendees.

### **TRANSFER OF FIRST FEDERAL COURTHOUSE TO STATE OF IDAHO**

A ceremony was held on July 13, 2004 to commemorate the official transfer of title on the U.S. Post Office Building from the federal government (through GSA) to the State of Idaho. This building, constructed in 1906 and located at the corner of Eighth and Bannock Streets in downtown Boise, was the first permanent Federal Building and U.S. Courthouse in Idaho. It served as the site of the U.S. District Court continuously until 1968 when the present Federal Building and U.S. Courthouse was built at 550 W. Fort St. The U.S. Bankruptcy Court remained in the Eighth and Bannock Building until 1995. This structure, also known as "Borah Station," still serves as a U.S. Post Office, as well as the chambers of resident Senior Ninth Circuit Court of Appeals Judge Thomas G. Nelson. The transfer agreement ensures the preservation of the building's historical Victorian courtroom.

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*"Equality, Fairness, and Integrity"...*

**JURY SYSTEM  
ENHANCEMENTS**

It is the goal of the District of Idaho that its jury pool be a fair cross-representation of the community with a term of jury service as short and as least burdensome as possible. To these ends, the length of the petit jury term in the Northern division was shortened to two months, one appearance or one trial. In mid-2005, the term of service in the Northern division will be further reduced to one month, one appearance or one trial, as utilized in both the Southern and Eastern divisions.

As a result of the hard work of the jury administrators, Chief Judge Winmill and Cameron Burke were invited to serve as faculty at the national Chief District Judges meeting to discuss various methods to reduce jury costs. The District of Idaho is always one of the nation's leaders in effectively managing the number of jurors who report for service. The use of the automated Jury Management System (JMS) and a new automated voice messaging system (AJIS), which reminds jurors of their reporting date, has resulted in an efficient and cost-effective jury administration system.

**SPANISH FORMS**

The Board of Judges approved an initiative suggested by Magistrate Judge Mikel Williams to translate certain court forms into Spanish. Under this process, forms will be available for Spanish speaking defendants so that they better understand their legal rights and the court process.

**District of Idaho  
Judicial and Administrative Officers**

Stephen S. Trott	Judge, Ninth Circuit Court of Appeals
Thomas G. Nelson	Judge, Ninth Circuit Court of Appeals
B. Lynn Winmill	Chief District Judge
Edward J. Lodge	District Judge
Terry L. Myers	Chief Bankruptcy Judge
Jim D. Pappas	Bankruptcy Judge
Larry M. Boyle	Chief Magistrate Judge
Mikel H. Williams	Magistrate Judge
Cameron S. Burke	Court Executive
Sue Beitia	Chief Deputy Clerk

**Please Note:** A more detailed and statistically complete version is accessible on our website at [www.id.uscourts.gov](http://www.id.uscourts.gov) under Publications / Reports.

## 2004 Caseload Highlights

### Civil

- % Civil filings up 18%.
- % Civil terminations up 13%
- % Southern civil case filings up 23%.
- % Central civil case filings up 36%
- % Pro Se filings accounted for 31% of all civil filings.
- % Number of civil trials up 27%.
- % Number of civil trial hours up 7%.

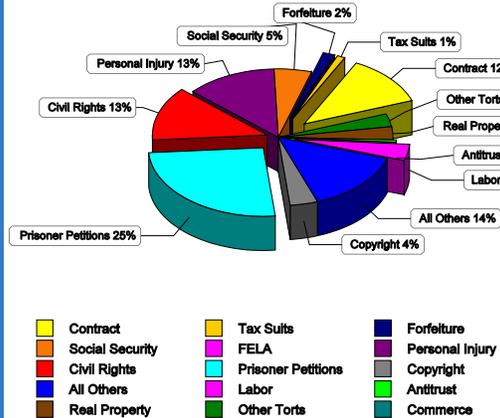
### Criminal

- % Pending criminal defendants up 11%.
- % Pending criminal cases up 2%.
- % Criminal defendant filings down 5%.
- % Southern criminal def. filings up 24%.
- % Central criminal def. filings up 21%.
- % Violent crime cases up 43%.
- % Federal Statutes cases up 38%.

### Civil Workload

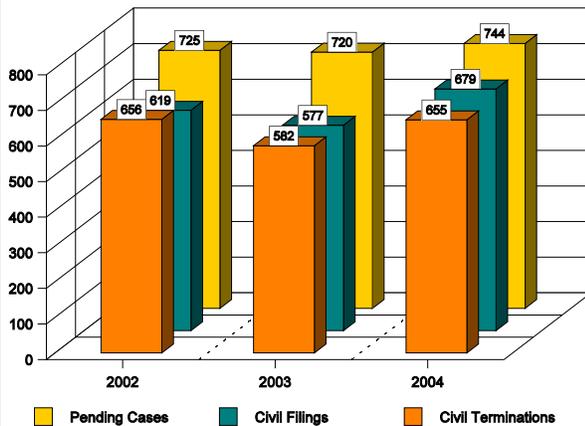
	2002	% Change	2003	% Change	2004
Civil Filings	619	-7%	577	18%	679
Civil Terminations	656	-11%	582	13%	655
Pending Civil Cases	725	-1%	720	3%	744

### 2004 CIVIL CASE FILINGS BY TYPE



### ANNUAL CIVIL WORKLOAD

For 12 Month Period Ending December 31



### District Court Judge Trial and Hearing Activity

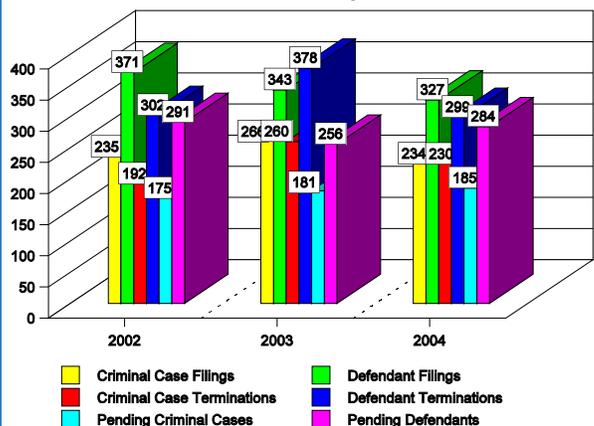
	2002	% Change	2003	% Change	2004
<b>Civil</b>					
Number of Trials	20	-25%	15	27%	19
Days in Trial	79	4%	82	6%	87
Hours in Trial	364	16%	424	7%	454
<b>Criminal</b>					
Number of Trials	42	29%	54	-20%	43
Days in Trial	111	15%	128	-7%	119
Hours in Trial	418	24%	518	-2%	507

### Criminal Workload

	2002	% Change	2003	% Change	2004
Criminal Case Filings	235	13%	266	-12%	234
Defendant Filings	371	-8%	343	-5%	327
Criminal Case Terminations	192	35%	260	-12%	230
Defendant Terminations	302	25%	378	-21%	299
Pending Criminal Cases	175	3%	181	2%	185
Pending Criminal Defendants	291	-12%	256	11%	284

### CRIMINAL CASE WORKLOAD

For the 12 Month Period Ending December 31



## 2004 Caseload Highlights

### Bankruptcy

- % Bankruptcy filings down 2% overall.
- % Chapter 7 filings down 2%.
- % Chapter 13 filings up 3%.
- % Bankruptcy Court hours down 10%.
- % Pocatello hours remain constant.
- % Coeur d'Alene hours remain constant.

### Other Noteworthy Items

- % Civil jury trials up 13%.
- % Internet web site hits top 16.4 million.
- % Internet web site usage increased over 150 % during the past four years.
- % Visiting Judge hours increased 193% over the past two years.

### Bankruptcy Filings by Chapter

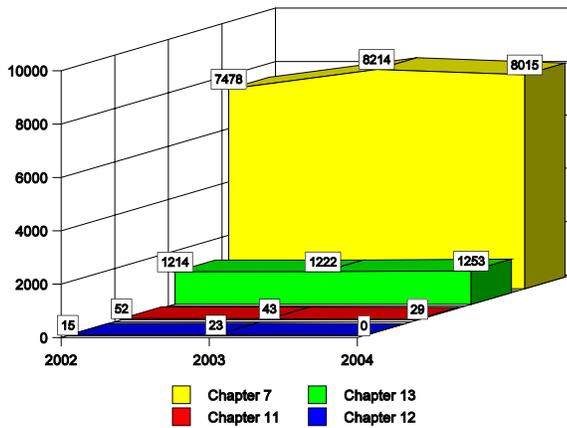
	2002	% Change	2003	% Change	2004
Chapter 7	7,478	10%	8,214	-2%	8,015
Chapter 11	52	-17%	43	-33%	29
Chapter 12	15	53%	23	-100%	0
Chapter 13	1,214	1%	1,222	3%	1,253
Sub-Total	8,759	8%	9,502	-2%	9,297

### Bankruptcy Filings by Location

	Boise	Pocatello	Moscow	Coeur d'Alene	Twin Falls	Total
2002	4,334	1,582	456	1,479	908	8,759
%Change	9%	9%	6%	5%	15%	8%
2003	4,713	1,717	484	1,547	1,041	9,502
% Change	-1%	-2%	1%	-7%	-1%	-2%
2004	4,660	1,680	491	1,435	1,031	9,297

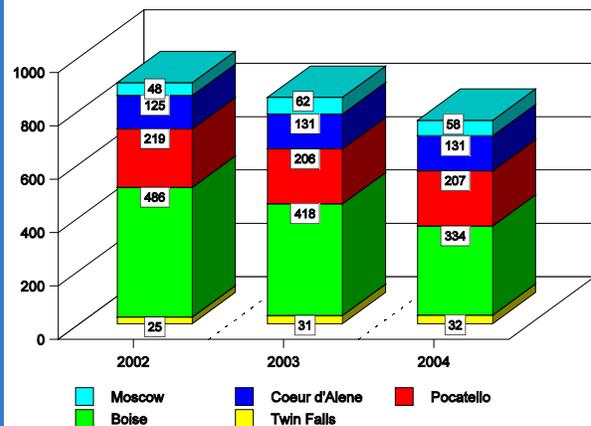
### BANKRUPTCY FILINGS BY CHAPTER

For the 12 Month Period Ending December 31



### BANKRUPTCY COURT HOURS BY LOCATION

For the 12 Month Period Ending December 31



### Internet Website Usage

	2002	% Change	2003	% Change	2004*
Total Number of Successful Hits	13,918,855	25%	17,347,025	-5%	16,462,831
Total Number of User Sessions	637,547	17%	745,650	-2%	731,585
Average Hits per Day	38,133	25%	47,526	-3%	45,915
Average User Sessions per Day	1,746	17%	2,042	-2%	2,004

\* Totals were extrapolated based on existing statistical data. About one and a quarter months of data was lost between late July and early September, 2004.

### Juror Utilization

	2002	% Change	2003	% Change	2004
Civil Jury Trials	12	-33%	8	13%	9
Criminal Jury Trials	16	25%	20	-10%	18
Total Jury Trials	28	0%	28	-4%	27
Selected or Serving	299	7%	319	-15%	271
Challenged	430	1%	433	-1%	430
Not Selected, Serving or Challenged	224	-26%	165	39%	229
Jurors Reporting	953	-4%	917	1%	930
% Not Selected, Serving or Challenged	24%	9%	18%	-6%	25%