

Table 9a: Variation in Returns from Contingency Fee: Wisconsin, Unweighted

Group	Mean Effective Hourly Rate	Median Effective Hourly Rate	First Quartile Effective Hourly Rate	Third Quartile Effective Hourly Rate	Other Percentile Effective Hourly Rate	Mean Hourly Return	10%-Trimmed Mean Effective Hourly Rate	10%-Trimmed Mean Hourly Return	(n)
All cases	\$242	\$132	\$61	\$269	\$552	\$169	\$137	\$104	878
By disposition									
Unfiled	\$286	\$166	\$78	\$333	\$600	\$186	\$163	\$127	304
Filed, not tried	\$251	\$144	\$73	\$383	\$549	\$220	\$153	\$127	343
Tried	\$170	\$89	\$12	\$181	\$363	\$134	\$81	\$85	231
By stakes									
< \$20,000	\$163	\$109	\$59	\$193	\$378	\$104	\$127	\$95	348
\$10,000 - \$50,000	\$214	\$148	\$72	\$273	\$465	\$119	\$153	\$96	264
> \$50,000	\$392	\$200	\$54	\$390	\$1,188	\$199	\$136	\$108	237
By area of law									
Auto accident	\$286	\$163	\$84	\$310	\$624	\$161	\$161	\$120	525
Medical malpractice	\$314	\$36	-\$25	\$368	\$1,185	\$316	\$60	\$134	39
Other personal injury	\$190	\$122	\$33	\$255	\$413	\$149	\$120	\$86	152
Workers' comp/Social security	\$124	\$100	\$38	\$186	\$325	\$103	\$116	\$103	60
Contracts	\$127	\$64	\$21	\$170	\$410	\$92	\$103	\$90	33
Other	\$169	\$100	\$26	\$191	\$382	\$128	\$111	\$60	87
Gender of lawyer									
Male	\$252	\$135	\$63	\$276	\$560	\$184	\$141	\$115	756
Female	\$208	\$100	\$56	\$239	\$424	\$122	\$132	\$70	105

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Lawyer's advertising practices									
Uses media or direct mail	\$326	\$182	\$76	\$272	\$683	\$243	\$157	\$128	185
Does not use media	\$220	\$122	\$60	\$243	\$457	\$158	\$133	\$102	685
Type of firm									
Plaintiffs' personal injury firm	\$293	\$153	\$63	\$333	\$723	\$248	\$141	\$103	336
Other type of firm	\$215	\$122	\$60	\$239	\$429	\$126	\$135	\$102	493
Lawyer's position									
Partner in firm	\$275	\$140	\$66	\$280	\$594	\$205	\$146	\$120	580
Solo practitioner	\$164	\$116	\$50	\$213	\$383	\$114	\$128	\$97	123
Associate or employee	\$181	\$105	\$52	\$255	\$533	\$102	\$106	\$67	163
Years of experience									
Five or fewer	\$163	\$88	\$36	\$228	\$491	\$141	\$102	\$59	79
Six to ten	\$216	\$104	\$58	\$238	\$390	\$119	\$129	\$105	748
Eleven to twenty	\$213	\$135	\$64	\$268	\$460	\$123	\$141	\$97	349
More than twenty	\$310	\$156	\$63	\$326	\$792	\$279	\$147	\$130	300
Location of practice									
Milwaukee area	\$246	\$137	\$58	\$281	\$552	\$255	\$146	\$121	278
Other city over 100,000	\$245	\$114	\$64	\$262	\$568	\$118	\$137	\$95	170
100,000 - 50,000	\$230	\$125	\$64	\$228	\$460	\$128	\$139	\$108	199
Under 50,000	\$244	\$148	\$60	\$291	\$625	\$148	\$125	\$96	221

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Lawyer's practice area									
Personal injury plaintiffs	\$309	\$157	\$63	\$334	\$734	\$212	\$144	\$112	368
Other litigation	\$208	\$118	\$62	\$242	\$451	\$129	\$138	\$91	273
General practice	\$179	\$118	\$60	\$194	\$327	\$110	\$122	\$92	166
Other type of practice	\$140	\$114	\$78	\$154	\$298	\$101	\$115	\$96	37
Lawyer's income									
under \$50,000	\$130	\$75	\$26	\$164	\$360	\$15	\$91	\$64	109
\$50,000 to \$74,999	\$171	\$107	\$59	\$213	\$375	\$88	\$134	\$74	172
\$75,000 to \$99,999	\$193	\$118	\$54	\$208	\$414	\$152	\$134	\$125	185
\$100,000 to \$199,999	\$312	\$153	\$74	\$306	\$531	\$134	\$142	\$90	229
\$200,000 or more	\$405	\$215	\$106	\$426	\$932	\$360	\$189	\$161	127
Caseload									
1 to 5	\$186	\$113	\$59	\$200	\$402	\$108	\$126	\$80	175
6 to 10	\$206	\$112	\$55	\$206	\$410	\$185	\$127	\$79	173
11 to 25	\$198	\$140	\$62	\$252	\$387	\$157	\$139	\$133	181
26 to 100	\$286	\$155	\$64	\$329	\$657	\$212	\$147	\$126	274
more than 100	\$397	\$155	\$58	\$455	\$1,078	\$294	\$145	\$142	75

Table 9b: Variation in Returns from Contingency Fee: Wisconsin, Weighted

Group	Mean Effective Hourly Rate	Median Effective Hourly Rate	First Quartile Effective Hourly Rate	Third Quartile Effective Hourly Rate	90th Percentile Effective Hourly Rate	Mean Hourly Return	10%-Trimmed Mean Effective Hourly Rate	10%-Trimmed Mean Hourly Return	(Weighted n)
All cases	\$365	\$167	\$84	\$356	\$728	\$207	\$184	\$147	852
By disposition									
Unfiled	\$387	\$180	\$80	\$356	\$600	\$189	\$174	\$130	287
Filed, not tried	\$296	\$155	\$86	\$387	\$549	\$239	\$176	\$149	335
Tried	\$148	\$104	\$41	\$167	\$363	\$113	\$98	\$82	224
By stakes									
< \$20,000	\$244	\$138	\$76	\$303	\$462	\$139	\$171	\$125	433
\$10,000 - \$50,000	\$230	\$175	\$85	\$295	\$432	\$150	\$187	\$133	208
> \$50,000	\$739	\$285	\$103	\$922	\$2,026	\$261	\$196	\$162	177
By area of law									
Auto accident	\$417	\$200	\$102	\$375	\$1,004	\$221	\$204	\$155	553
Medical malpractice	\$132	-\$12	-\$19	\$154	\$616	\$260	\$76	\$156	31
Other personal injury	\$281	\$160	\$58	\$381	\$705	\$216	\$174	\$166	135
Workers' comp/Social security	\$133	\$103	\$63	\$210	\$353	\$110	\$133	\$110	49
Contracts	\$188	\$64	\$42	\$417	\$417	\$96	\$186	\$95	48
Other	\$185	\$155	\$94	\$208	\$478	\$102	\$138	\$96	46
Gender of lawyer									
Male	\$378	\$160	\$84	\$334	\$791	\$226	\$181	\$155	722
Female	\$317	\$203	\$104	\$394	\$728	\$132	\$201	\$121	87

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Lawyer's advertising practices									
Uses media or direct mail	\$513	\$182	\$124	\$423	\$1,611	\$284	\$218	\$201	265
Does not use media	\$269	\$165	\$70	\$314	\$645	\$184	\$170	\$137	583
Type of firm									
Plaintiffs' personal injury firm	\$446	\$192	\$109	\$394	\$1,200	\$277	\$201	\$167	433
Other type of firm	\$251	\$155	\$65	\$303	\$428	\$156	\$171	\$136	377
Lawyer's position									
Partner in firm	\$395	\$171	\$100	\$314	\$987	\$226	\$179	\$158	568
Solo practitioner	\$188	\$118	\$42	\$334	\$417	\$129	\$175	\$109	129
Associate or employee	\$290	\$192	\$77	\$400	\$757	\$168	\$205	\$119	149
Years of experience									
Five or fewer	\$201	\$195	\$81	\$297	\$491	\$106	\$194	\$104	63
Six to ten	\$672	\$189	\$77	\$668	\$1,250	\$253	\$178	\$160	139
Eleven to twenty	\$230	\$153	\$84	\$303	\$417	\$162	\$179	\$136	341
More than twenty	\$356	\$181	\$85	\$394	\$1,008	\$273	\$190	\$169	309
Location of practice									
Milwaukee area	\$291	\$168	\$91	\$327	\$652	\$234	\$202	\$164	283
Other city over 100,000	\$230	\$154	\$62	\$313	\$420	\$153	\$174	\$123	173
100,000 – 50,000	\$559	\$194	\$100	\$394	\$1,275	\$242	\$186	\$160	185
Under 50,000	\$324	\$167	\$69	\$400	\$1,076	\$199	\$163	\$141	207

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Lawyer's practice area									
Personal injury plaintiffs	\$309	\$202	\$109	\$394	\$1,157	\$263	\$212	\$195	515
Other litigation	\$208	\$155	\$63	\$370	\$800	\$143	\$201	\$129	134
General practice	\$179	\$149	\$64	\$275	\$17	\$134	\$161	\$111	66
Other type of practice	\$140	\$128	\$86	\$155	\$155	\$84	\$120	\$84	38
Lawyer's income									
under \$50,000	\$236	\$131	\$34	\$241	\$827	\$93	\$114	\$84	60
\$50,000 to \$74,999	\$215	\$188	\$88	\$303	\$482	\$170	\$197	\$159	160
\$75,000 to \$99,999	\$252	\$132	\$64	\$383	\$677	\$157	\$173	\$121	161
\$100,000 to \$199,999	\$480	\$155	\$76	\$357	\$1,275	\$195	\$176	\$121	246
\$200,000 or more	\$424	\$232	\$138	\$394	\$1,289	\$370	\$229	\$250	183
Caseload									
1 to 5	\$149	\$100	\$40	\$180	\$327	\$106	\$109	\$84	186
6 to 10	\$204	\$128	\$61	\$205	\$377	\$129	\$131	\$77	213
11 to 25	\$197	\$115	\$67	\$216	\$385	\$146	\$102	\$122	205
26 to 100	\$269	\$175	\$64	\$314	\$590	\$203	\$137	\$119	146
more than 100	\$366	\$164	\$56	\$420	\$994	\$293	\$104	\$75	32

Table 10a: Variation in Returns from Contingency Fee: CJRA, 1991 Cases

	Mean Effective Hourly Rate	Median Effective Hourly Rate	First Quartile Effective Hourly Rate	Third Quartile Effective Hourly Rate	90th Percentile Effective Hourly Rate	Mean Hourly Return	10%-Trimmed Mean Effective Hourly Rate	10%-Trimmed Mean Hourly Return	(Weighted n)
All cases	\$425	\$127	\$20	\$348	\$907	\$215	\$209	\$160	392
By area of law									
Auto	\$1,031	\$345	\$103	\$686	\$2,071	\$480	\$313	\$259	64
Product liability	\$371	\$156	\$62	\$369	\$884	\$245	\$203	\$235	42
Other tort	\$484	\$165	\$32	\$415	\$1,109	\$240	\$181	\$155	83
Contract	\$276	\$92	\$23	\$211	\$1,106	\$160	\$117	\$111	65
Civil rights	\$143	\$49	\$0	\$143	\$522	\$118	\$103	\$95	52
Social security	\$95	\$0	\$0	\$92	\$488	\$55	\$95	\$55	21
Other	\$257	\$153	\$18	\$330	\$697	\$107	\$173	\$100	60
By nature of disposition									
Before court action	\$589	\$138	\$54	\$369	\$835	\$288	\$206	\$188	97
Court action before pretrial	\$422	\$122	\$18	\$363	\$1,106	\$204	\$165	\$163	186
Ater pretrial	\$342	\$155	\$55	\$380	\$1,125	\$231	\$191	\$158	77
Dring/after trial	\$141	\$0	\$0	\$147	\$645	\$137	\$102	\$123	27
By stakes									
\$50,000 or less	\$161	\$79	\$25	\$209	\$461	\$80	\$139	\$79	93
\$50,001 - \$100,000	\$226	\$138	\$27	\$208	\$692	\$113	\$169	\$105	60
\$100,001 - \$300,000	\$265	\$119	\$10	\$354	\$605	\$161	\$175	\$140	87
over \$300,000	\$1,021	\$265	\$58	\$829	\$1,697	\$271	\$257	\$195	89

	Mean Effective Hourly Rate	Median Effective Hourly Rate	First Quartile Effective Hourly Rate	Third Quartile Effective Hourly Rate	90th Percentile Effective Hourly Rate	Mean Hourly Return	10%-Trimmed Mean Effective Hourly Rate	10%-Trimmed Mean Hourly Return	(Weighted n)
By years of experience									
Fewer than 10	\$318	\$74	\$17	\$254	\$715	\$127	\$150	\$118	66
10 to 19 years	\$337	\$155	\$26	\$539	\$1,297	\$233	\$217	\$181	21
20 or more	\$639	\$171	\$69	\$543	\$1,577	\$300	\$199	\$187	120
By percentage of federal practice									
Less than 10%	\$353	\$96	\$35	\$544	\$1,106	\$181	\$163	\$142	69
10 to 24%	\$392	\$166	\$26	\$404	\$1,001	\$200	\$189	\$157	74
25% or more	\$541	\$162	\$66	\$379	\$1,588	\$245	\$174	\$171	64
By size of firm									
solo	\$202	\$98	\$48	\$231	\$703	\$149	\$159	\$130	41
2 to 4 lawyers	\$336	\$156	\$40	\$500	\$1,444	\$236	\$200	\$183	85
5 to 9 lawyers	\$901	\$173	\$54	\$645	\$7,829	\$285	\$148	\$172	40
10 or more	\$297	\$157	\$28	\$415	\$1,106	\$169	\$176	\$140	40

Table 10b: Variation in Returns from Contingency Fee: CJRA, 1992-93 Cases

	Mean Effective Hourly Rate	Median Effective Hourly Rate	First Quartile Effective Hourly Rate	Third Quartile Effective Hourly Rate	90th Percentile Effective Hourly Rate	Mean Hourly Return	10%-Trimmed Mean Effective Hourly Rate	10%-Trimmed Mean Hourly Return	(n)
All cases	\$236	\$108	\$11	\$253	\$531	\$157	\$125	\$110	297
By area of law									
Auto	\$288	\$181	\$107	\$341	\$708	\$226	\$178	\$201	32
Product liability	\$516	\$233	\$40	\$668	\$1,159	\$232	\$149	\$138	25
Other tort	\$230	\$92	\$0	\$299	\$816	\$215	\$100	\$104	47
Contract	\$332	\$113	\$24	\$267	\$528	\$205	\$145	\$122	51
Civil rights	\$104	\$58	\$0	\$143	\$282	\$80	\$83	\$67	69
Social security	\$150	\$174	\$0	\$228	\$368	\$116	\$150	\$116	15
Other	\$174	\$123	\$13	\$296	\$432	\$103	\$138	\$99	48
By disposition									
Before court action	\$258	\$144	\$51	\$301	\$767	\$271	\$138	\$122	93
Court action before pretrial	\$214	\$106	\$0	\$253	\$491	\$113	\$129	\$91	60
After pretrial	\$340	\$126	\$40	\$270	\$594	\$195	\$126	\$134	87
During/after trial	\$105	\$10	\$0	\$148	\$534	\$144	\$68	\$110	89
By stakes									
\$50,000 or less	\$158	\$105	\$13	\$228	\$366	\$66	\$129	\$63	74
\$50,001 - \$100,000	\$179	\$107	\$42	\$249	\$672	\$113	\$115	\$90	48
\$100,001 - \$300,000	\$355	\$120	\$0	\$271	\$703	\$132	\$124	\$87	79
over \$300,000	\$283	\$164	\$13	\$342	\$817	\$167	\$135	\$122	51

	Mean Effective Hourly Rate	Median Effective Hourly Rate	First Quartile Effective Hourly Rate	Third Quartile Effective Hourly Rate	90th Percentile Effective Hourly Rate	Mean Hourly Return	10%-Trimmed Mean Effective Hourly Rate	10%-Trimmed Mean Hourly Return	(n)
By years of experience									
Fewer than 10	\$248	\$84	\$0	\$267	\$502	\$179	\$118	\$136	61
10 to 19 years	\$220	\$105	\$49	\$398	\$708	\$150	\$141	\$132	16
20 or more	\$235	\$89	\$1	\$229	\$455	\$104	\$114	\$94	115
Percentage of federal practice									
Less than 10%	\$203	\$111	\$0	\$302	\$560	\$160	\$129	\$103	68
10 to -24%	\$287	\$106	\$39	\$248	\$650	\$150	\$149	\$108	47
25% or more	\$236	\$66	\$0	\$192	\$385	\$160	\$107	\$114	76
By size of firm									
Solo	\$172	\$81	\$31	\$220	\$259	\$126	\$113	\$87	40
2 to 4 lawyers	\$275	\$86	\$0	\$253	\$425	\$138	\$120	\$118	74
5 to 9 lawyers	\$201	\$87	\$6	\$255	\$708	\$204	\$117	\$82	38
10 or more	\$272	\$120	\$29	\$267	\$821	\$166	\$159	\$128	40