

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
1	Number of NAs in service at end of reporting period	306	297	287	309	306		297	287	309	306
2	Number of persons added to OIA pool	42		439	481	515	42	15	31	42	35
3	Number of NAs in S. Cal. pool	169	168	169	177	172		168	169	177	172
4	Number of NAs in N. Cal. pool	117	110	103	112	118		110	103	112	118
5	Number of NAs in San Diego pool	40	42	50	61	59		42	50	61	59
6	Number of NAs who left the pool	30	24	94	104	131	16	24	32	11	26
7	Number of NAs OIA terminated			58	67	132 (64 due to update)	1		14	9	19 (18 due to update)
8	Number of NAs who serve on more than one of our panels	20	23	34	39	40		23	34	39	40
9	Number NAs who are former judges / percent of pool	102 / 33%	93 / 31%	105 / 37%	109 / 35%	119 / 39%			105 / 37%	109 / 35%	119 / 39%
10	Number of NAs in the N Cal panel who are former judges / percent of panel	46 / 39%	41 / 37%	43 / 42%	41 / 37%	45 / 38%			43 / 42%	41 / 37%	45 / 38%
11	Number of NAs in the S Cal panel who are former judges / percent of panel	47 / 29%	46 / 27%	55 / 33%	60 / 34%	64 / 37%			55 / 33%	60 / 34%	64 / 37%
12	Number of NAs in the San Diego panel who are former judges / percent of panel	9 / 32%	11 / 26%	17 / 34%	21 / 34%	25 / 42%			17 / 34%	21 / 34%	25 / 42%

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
13	Number persons in OIA pool who had served as NA / percent of pool	241 / 79%	258 / 87%	260 / 91%	276 / 90%	266 / 87%	191 / 62%	199 / 67%	202 / 70%	195 / 63%	180 / 59%
14	Range in number of appointments of people in OIA pool	0 - 76	0 - 86	0 - 97	0 - 105	0 - 126		0 - 20	0 - 42	0 - 23	0 - 24
15	Number of times the NA at the high end of range was jointly selected?	59	66	73	78	41			9	10	9
16	Average number of appointments per person in OIA pool	5	8	9.25	10.36	11.62		3	2.9	2.22	2.19
17	Median number of appointments per person in OIA pool	2	4	5	5	5		1	2	1	1
18	Mode number of appointments per person in OIA pool	0	0	1	1	0		0	0	0	0
19	Number of NAs who wrote awards after hearing	136 different NAs	176 different NAs	214 different NAs	246 different NAs	269 different NAs			85 different NAs	93 different NAs	88 different NAs
20	Number of NAs who wrote only one award after hearing	78	91	99	104	107			59	63	64
21	Number of NAs who wrote two awards after hearing	36	42	54	60	64			20	20	16
22	Have all persons in OIA pool been listed at least once on an LPA?	Yes	No, 1 NA added 12- 26- 02	No, 5 added 12/8- 12/29/03	Yes	No, 8 did not, added 10/11/05 - 12/20/05			No, 5 added 12/8- 12/29/03	Yes	No, 8 did not, added 10/11/05 - 12/20/05

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
23	Average and median number of times N Cal panel members listed on an LPA	66 / 69	95 / 102	138 / 155	194 / 212	209 / 231			41 / 44	42 / 44	42 / 46
24	Mode number of times N Cal panel members listed on an LPA	39	131	165	32	81			45	45	44
25	Range of times N. Cal. panel members listed on an LPA	8-107	1 - 158	0 - 202	6 - 333	0 - 391			0 - 60	6 - 62	0 - 72
26	Range of times S. Cal. panel members listed on an LPA	1-72	0 - 113	0 - 141	1 - 192	1 - 221			0 - 40	1 - 37	1 - 40
27	Average and median number of times S Cal panel members listed on an LPA	36 / 42	54 / 61	82 / 95	115 / 132	120 / 139			23 / 23	23 / 23	23 / 23
28	Mode number of times S Cal panel members listed on an LPA	44	79	102	115	170			23	21	23
29	Range of times San Diego panel members listed on an LPA	1-34	4 - 64	0 - 84	3 - 130	0 - 142			0 - 27	3 - 25	0 - 21
30	Average and median number of times San Diego panel members listed on an LPA	11 / 12	38 / 35	49 / 54	61 / 72	52 / 36			17 / 19	14 / 15	9 / 11
31	Mode number of times San Diego panel members listed on an	12	53	50	72	0			19	15	11

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
32	Number of demands for arbitration the OIA has received from Kaiser / from N. Cal / from S. Cal. / from San Diego	2,968 / 1,453 / 1,364 / 151	4,021 / 1,928 / 1,843 / 250	5,010 / 2,428 / 2,251 / 331	5,871 / 2,845 / 2,621 / 405	6,711 / 3,263 / 2,979 / 469	1,030 / 474 / 465 / 91	1,053 / 476 / 478 / 99	989 / 500 / 408 / 81	861 / 417 / 370 / 74	840 / 417 / 358 / 65
33	Average number of days it has taken Kaiser to submit OIA demands for arbitration (DFA) to the OIA	8 days	8 days	8 days	8 days	7.35 days	8 days	8 days	8 days	6 days	3.6 days
34	Mode number of days to submit OIA DFA's	0 days	0 days	0 days	1 day	1 day	1 day	1 day	1 day	1 day	1 day
35	Median number of days to submit OIA DFA's	4 days	4 days	4 days	4 days	4 days	4 days	5 days	5 days	4 days	3 days
36	Range of number of days to submit OIA DFA's	0-330 days	0 - 330 days	0 - 463 days	0 - 463 days	0 - 463 days	0-234 days	0 - 247 days	0 - 463	0 - 95 days	0 - 91 days
37	Number of DFA's in the OIA system that were mandatory	825	1,748	2,688	3,516	4,327	724	922	940	828	811
38	Number of opt-in DFA's submitted to the OIA	2,143	2,273	2,322	2,355	2,384	306	131	49	33	29
39	Number of claimants who opted-in to the OIA system	1,374	1,456	1,489	1,512	1,530	192	76	29	23	18
40	Number of opt-in claimants who affirmatively refused to enter the OIA system	43	44	46	47	49	3	1	2	1	2

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
41	Number of opt-in DFA's that settled before the deadline to opt-in had arrived	8	8	11	11	11		0	0	0	0
42	Number of opt-in DFA's withdrawn before the deadline to opt-in had arrived	12	17	19	19	19	7	5	1	0	0
43	Number of opt-in DFA's returned to Kaiser due to lack of response from claimants	698	744	755	763	774	96	54	15	6	8
44	Number of opt-in DFA's whose deadline to opt-in had not expired	8	4	2	3	1	8	4	2	3	1
45	Number of cases OIA has or is administering	2,199	3,204	4,176	5,028	5,857	916	998	968	851	829
46	What number and percentage of our cases are medical malpractice cases?	2,012 / 91.5%	2,873 / 90%	3,786 / 91%	4,577 / 91%	5,341 / 91%	816 / 89%	853 / 86%	911 / 94%	790 / 93%	764 / 92%
47	Number of benefits and coverage cases / percent of all administered cases; Number of Lien cases / percent of all administered cases	32 / 1.5%	55 / 2%	71 / 2%	86 / 2%	106 / 2%; 51 / 1%	17 / 2%	22 2%	15 / 2%	15 / 2%	20 / 2.4%; 26 / 3%
48	Number of premises liability / percent of all administered cases	34 / 1.5%	51 / 1.6%	76 / 2%	97 / 2%	111 / 2%	12 / 1%	15 / 1.5%	24 / 3%	21 / 2.5%	14 / 2%
49	Number of other tort cases / percent of all administered cases	24 / 1%	39 / 1.2%	49 / 1%	54 / 1%	58 / 1%	15 / 2%	12 / 1%	9 / 1%	6 / .5%	3 / .3%

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
50	What number of unknown cases / percent of all administered cases	97 / 4.5%	182 / 5.7%	183 / 4%	188 / 4%	190 / 3%	56 / 6%	92 / 9%	2 / 0%	5 / .5%	2 / .2%
51	Number of cases in which attorneys represent claimants / percent of all administered cases	1,616 / 73.5%	2,392 / 75%	3,123 / 75%	3,818 / 76%	4,464 / 76%	683 / 75%	773 / 77%	753 / 78% (754 w/ 1 mixed)	710 / 83%	667 / 80.5%
52	Number of cases in which claimants represent themselves / percent of all administered cases	583 / 26.5	811 / 25%	1,050 / 25%	1,210 / 24%	1,390 / 24%	233 / 25%	225 / 23%	214 / 22%	141 / 17%	162 / 19.5%
53	Number of cases in which a NA has been selected	1,851	2,642	3,551 (w/ recusals)	4,297 (w/ recusals)	5,025 (w/ recusals)	809	804	936 (w/ recusals)	763 (w/ recusals)	757 (w/ recusals)
54	Number of cases in which NA was jointly selected / percent of cases in which a NA has been selected	588 / 32%	805 / 31%	1,041 / 29%	1,241 / 29%	1,450 / 29%	242 / 30%	220 / 27%	240 / 26%	206 / 27%	215 / 28.5%
55	Number of cases in which the NA picked by strike and rank method / percent of cases in which a NA has been selected	1,260 / 68%	1,834 / 69%	2,506 / 71%	3,050 / 71%	3,568 / 71%	565 / 70%	584 / 73%	695 / 74%	555 / 73%	541 / 71.5%
56	Number of cases in which the NA selected by court order	3	3	4	6	7	2	0	1	2	1
57	Number of cases with jointly selected NA where NA is in OIA pool / percent of cases with jointly selected NA	428 / 73%	531 / 66%	696 / 67%	842 / 68%	997 / 69%	166 / 69%	141 / 64%	168 / 70%	152 / 74%	159 / 74%

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
58	Number of cases with jointly selected NA where NA not in OIA pool / percent of cases with jointly selected NA	160 / 27%	274 / 34%	345 / 33%	399 / 32%	453 / 31%	76 / 31%	79 / 36%	72 / 30%	54 / 26%	56 / 26%
59	Number of 90 day postponements obtained by claimants	530	982	1,415	1,755	2,157	301		433	340	403
60	Number of 90 day postponements obtained by respondents	8	11	12	15	16	2		1	3	1
61	Number of open cases with postponements but no NA selected.	82		106	83	91	82		106	83	91
62	Number of times claimants have disqualified a NA	63		227	278	341	31		46	53	64
63	Number of times respondents have disqualified a NA	33		71	73	81	14		7	3	7
64	Cases w/ one disqualified NA	120	188	232	261	307			46	32	37
	Two disqualified NAs	14	20	22	21	23			2	2	6
	Three disqualified NAs	0	1	3	5	6			1	2	1
	Four disqualified NAs	1	2	2	3	4			0	1	1
	Five disqualified NAs	0	1	1	3	6			0	2	3
	Six disqualified NAs	0	0	0	1	1			0	0	0
65	Number of cases in which a NA has been selected (excluding cases where NA recused self)	1,779	2,521	3,388	4,092	4,770			891	721	706

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
66	Time to Selection of NA in cases w/ no 90 day or disqualifications / Number of cases / Percent of NA selections	24 days 1,305 73%	25 days 1,705 68%	25 days 2,150 63%	25 days 2,550 62%	25 days 2,881 60.4%	23 days 507 66%	27 days 410 55.7 %	25 days 464 52%	24 days 409 57%	24 days 346 49%
	Time to Selection of NA in cases w/ only 90 day postponements/ Number of cases/ Percent of NA selections	105 days 356 20%	109 days 639 25%	111 days 1,016 30%	111 days 1,297 32%	111 days 1,602 33.6%	104 days 199 26%	115 days 283 37.7%	114 days 380 43%	111 days 289 40%	111 days 318 45%
	Time to Selection of NA in cases w/ Disqualifications/ Number of cases/ Percent of NA selections	64 days 88 5%	64 days 116 5%	66 days 129 4%	64 days 141 3.5%	65 days 157 3.3%	61 days 44 6%	62 days 27 3.6%	75 days 14 2%	51 days 12 1.5%	68 days 16 2.3%
	Time to Selection of NA in cases w/ 90 day <u>and</u> disqualifications/ Number of cases/ Percent of NA selections	148 days 30 2%	160 days 61 2%	158 days 93 3%	158 days 104 2.5%	161 days 130 2.7%	143 days 23 3%	164 days 30 4%	162 days 33 4%	160 days 11 1.5%	173 days 26 3.7%
	Time to Selection of NA in All Cases/ Number of Cases/	44 days 1,779	52 days 2,521	56 days 3,388	57 days 4,092	59 days 4,770	50 days 773	67 days 750	69 days 891	61 days 721	70 days 706
67	Number of cases in which a NA recused self after appointment	72 cases		183 cases	205 cases	255 cases	37 cases		49 cases	42 cases	51 cases
68	Number of cases which have a NA (Excluding cases that have a recusal)	1,779	2,521	3,388	4,092	4,770	773		891	721	706

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
69	Number of cases with NA selection, but no postponement or disqualification / percent of cases with NA	1,305 / 73%	1,705 / 68%	2,150 / 63%	2,550 / 62%	2,881 / 60.4%	507 66%	410 / 55%	464 / 52%	409 / 57%	346 / 49%
70	Average number of days to select NA in no postponement/ disqualification cases	24 days	25 days	25 days	25 days	25 days	23 days	27 days	25 days	24 days	24 days
71	Mode number of days to select NA in no postponement/ disqualification cases	22 days	22 days	22 days	22 days	22 days	22 days	22 days	22 days	23 days	22 days
72	Median number of days to select NA in no postponement/ disqualification cases	24 days	24 days	24 days	24 days	24 days	23 days	24 days	24 days	23 days	23 days
73	Range number of days to select NA in no postponement/ disqualification cases	0 - 101 days	0 - 101 days	0 - 101 days	0 - 101 days	0 - 101 days	0 - 94 days	0 - 86 days	0 - 62 days	3 - 57 days	3 - 46 days
74	Number cases in which party has obtained a 90 day postponement (includes cases with no NA)	538 / 26%	993 / 31%	1,016 / 30%	1,770	2,175	303 / 35%		380 / 43%	343	404
75	Number of cases with NA selected and postponement was only delay	356	639	1,015	1,297	1,602	199	283	380	289	318
76	Average number of days to select NA in postponement only cases	105 days	109 days	111 days	111 days	111 days	104 days	115 days	114 days	111 days	111 days

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
77	Mode number of days to select NA in postponement only cases	112 days	112 days	112 days	112 days	113 days	113 days	112 days	112 days	113 days	113 days
78	Median number of days to select NA in postponement only cases	113 days	113 days	114 days	114 days	114 days	113 days	115 days	115 days	114 days	114 days
79	Range number of days to select NA in postponement only cases	20 - 141 days	20 - 262 days	20 - 262 days	20 - 329 days	20 - 329 days	20 - 137 days	23 - 242 days	23 - 206 days	22 - 329 days	29 - 232
80	Number of cases where an NA has been disqualified but no there was postponement	88	116	129	141	157	44	27	14	12	16
81	Average number of days to select a NA in cases with disqualified NA but no postponement	64 days	64 days	66 days	64 days	65 days	61 days	62 days	75 days	51 days	68 days
82	Median number of days to select a NA in cases with disqualified NA but no postponement	60 days	59 days	61days	60 days	60 days	58 days		70	51 days	65 days
83	Mode number of days to select a NA in cases with disqualified NA but no postponement	56 days	56 days	56 days	56 days	56 days	56 days		69	N/A	57 days
84	Range number of days to select a NA in cases with disqualified NA but no postponement	28 - 161 days	26 - 236 days	26 - 236 days	26 - 236 days	26 - 236 days	28 - 161 days		42 - 155	33 - 76 days	32 - 124 days
85	Number of cases with both postponement and disqualifications	30	61	93	104	130 days	23	30	33	11	26 days

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
86	Average number of days to select NA in cases with both postponement and disqualification	148 days	160 days	158 days	158 days	161 days	143 days	164 days	162 days	160 days	173 days
87	Median number of days to select NA in cases with both postponement and disqualification	147 days	155 days	156 days	155 days	155 days	146 days	160 days	159 days	148 days	154 days
88	Mode number of days to select NA in cases with both postponement and disqualification	144 days	141 days	155 days	148 days	148 days	144 days	141 days	139 days	148 days	154 days
89	Range number of days to select NA in cases with both postponement and disqualification	78 - 253 days	78 - 383	78 - 253 days	78 - 253 days	78 - 380 days	78 - 172 days	91-232 days	95 - 224 days	128 - 213 days	126 - 380 days
90	Average number of days in all cases to select a NA (excluding recusals)	44 days	52 days	56	57 days	59 days	50 days	67 days	69	61 days	70 days
91	Number of cases closed after hearing w/ designation of a party arbitrator	14	27	35	45	55			8	10	10
92	Number of open cases w/ designation of a party arbitrator	20	25	27	29	23		25	17	22	18
93	Number of open cases w/ designation of a party arbitrator from both parties	4	7	8	17	16		7	7	10	10
94	Number of times the OIA has temporarily removed NAs from pool for failure to timely serve disclosures	4	6	8	9	9	2	2	3	1	0

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
95	Number reinstated to OIA pool	4	5	8	9	9	2		3	1	0
96	Number of times the OIA has temporarily removed NA from pool for failure to submit a timely AMC	4	8	17	34	37	1	4	8	17	3
97	Number re-instated to the OIA pool	4	6	16	33	36	1	2	8	16	2
98	Number of cases in which the OIA has received a completed MSM form	649	1,004	1,423	1,821	2,193	332	357	421	403	377
99	Number of cases in which the OIA has never received a completed MSM form that was due	267	440	575	728	821	139	184	165	171	118
100	Number of times NA temporarily suspended from OIA pool for failure to serve an award	0	2	5	6	12		2	3	1	7
101	Number of open cases	766	912	865	796	805	766	912	865	796	805
102	Number of open cases awaiting the payment of the filing fee or completed the fee waiver request	32	40	56	33	28	32	40	56	33	28
103	Number of open cases in process of selecting NA	102	146	159	165	154	102	146	159	165	154
104	Number of open cases with NA selected	632	726	650	598	623	632	726	650	598	623

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
105	Number of open cases where the arbitrator management conference been held / percent of open cases	466 / 74%	503 / 55%	510 / 59%	470 / 59%	502 / 62%	466 / 74%	503 / 55%	510 / 59%	470 / 59%	502 / 62%
106	Number of open cases where the parties held the mandatory settlement meeting	106	114	145	159	166	106	114	145	159	166
107	Number of cases where the hearing had been held, but the OIA had not yet been served with the decision	2	4	5	3	4	2	4	5	3	4
108	Number of open mandatory cases / percent of the open cases	551 / 72%	812 / 89%	823 / 95%	775 / 97%	786 / 98%	551 72%	812 / 89%	823 / 95%	775 / 97%	786 / 98%
109	Number and percent of all cases that are closed	1433 / 65%	2,292 / 72%	3,311 / 79%	4,232 / 84%	5,052 / 86%		847	997	912	797
110	Number of cases closed "other" ways (Consolidated/Other/Judgment on Pleadings/Split)	10	20	28	18	28			8	7	10

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
111	Number of closed cases by category and percent of closed cases										
	Settlements	630 / 44%	1,017 / 44%	1,519 / 46%	1,896 / 45%	2,234 / 44%	350 / 44%	381 / 45%	485 / 49%	370 / 41%	320 / 40%
	Withdrawn	285 / 20%	493 / 22%	727 / 22%	973 / 23%	1,194 / 24%	157 / 20%	197 / 23%	232 / 23%	246 / 27%	216 / 27%
	Dismissed	44 / 3%	71 / 3%	81 / 3%	114 / 3%	130 / 2.5%	23 / 3%	27 / 3%	22 / 2%	34 / 4%	16 / 2%
	Abandoned	53 / 4%	81 / 4%	125 / 4%	165 / 4%	201 / 4%	38 / 5%	29 / 3%	44 / 4%	39 / 4%	36 / 4.5%
	Summary Judgments	183 / 13%	277 / 12%	365 / 11%	440 / 10%	512 / 10%	109 / 14%	93 / 11%	85 / 9%	73 / 8%	72 / 9%
	Award after Hearing	228 / 16%	350 / 15%	483 / 15%	626 / 15%	753 / 15%	122 / 15%	119 / 14%	121 / 12%	143 / 16%	127 / 16%
	Consolidated/Other/Split/Judgment on Pleadings	10 / 1%	3 / .1%	11 / .3%	18 / .4%	28 / .5%			8 / .7%	7 / .8%	10 / 1.3%
112	Number of cases that have not closed on time	1	6	18	22	26	0	3	8	2	3
113	Average number of days for OIA cases to close	259 days	273 days	287 days	295 days	301 days	281 days	296 days	319 days	326 days	330 days

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114	Median number of days for OIA cases to close	252 days	264 days	274 days	284 days	288 days	271 days	281 days	308 days	311 days	311 days
115	Mode number of days for OIA cases to close	288 days	274 days	274 days	266 days	364 days	251 days	274 days	286 days	280 days	112 days
116	Range number of days for OIA cases to close	4 - 802 days	3 - 1,181 days	1 - 1,485 days	1 - 1,485	1 - 1,705 days	5 - 802 days	3 - 1,181 days	1 - 1,485 days	3 - 1,285 days	8 - 1,705 days
117	Number of closed cases and average number of days to close, by category	1,351 cases	2,140 cases	3,105	3,961	4,721			922	848	737
	Decided after Hearing	328 days	357 days	381 days	398 days	410 days			461 days	456 days	470 days
	Summary Judgment	289 days	286 days	297 days	306 days	316 days			333 days	355 days	377 days
	Settled	253 days	271 days	287 days	293 days	296 days			317 days	320 days	311 days
	Dismissed	281 days	289 days	315 days	315 days	317 days			376 days	317 days	330 days
	Withdrawn	190 days	203 days	212 days	221 days	227 days			231 days	247 days	254 days
	Other Closures			370 days	213 days	370 days			370 days	221 days	545 days
	Overall Average	259 days	273 days	287 days	295 days	301 days			319 days	326 days	330 days
118	Number of closed cases that have settled / percent of total closed cases	630 / 44%	1017 / 44%	1,519 / 46%	1,896 / 45%	2,234 / 44%	350 / 44%	381 / 45%	485 / 49%	370 / 41%	320 / 40%
119	Average number of days to settle	253 days	271 days	287 days	293 days	296 days	278 days	300 days	317 days	320 days	311 days

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
120	Median number of days to settle	253 days	262 days	280 days	286 days	287 days	273 days	288 days	312 days	301 days	301 days
121	Mode number of days to settle	119 days	231 days	280 days	280 days	280 days	119 days	363 days	286 days	280 days	330 days
122	Range number of days to settle	4 - 802 days	4 - 986 days	1 - 1485 days	1 - 1,485 days	1 - 1,705 days	11 - 802 days	17 - 986 days	1 - 1485 days	7 - 1,285 days	18 - 1,705 days
123	Number of settled cases in which the claimant in pro per	65	91	138 (1 mixed)	156 (1 mixed)	167 (2 mixed)	39	24	48 (1 mixed)	18	11 (1 mixed)
124	Number of cased that closed as withdrawn/percent of closed cases	285 / 20%	493 / 22%	727 / 22%	973 / 23%	1,194 / 24%	157 / 20%	197 / 23%	232 / 23%	246 / 27%	216 / 27%
125	Number of cases that closed as withdrawn w/ pro per claimants	131	205	296	374	429	72		89	78	52
126	Average number of days for withdrawn cases to close	190 days	203 days	212 days	221 days	227 days	199 days	222 days	231 days	247 days	254 days
127	Median number of days for withdrawn cases to close	165 days	176 days	187 days	198 days	205 days	160 days	193 days	212 days	243 days	239 days
128	Mode number of days for withdrawn cases to close	112 days	112 days	112 days	126 days	112 days	245 days	120 days	74 days	47 days	112 days
129	Range number of days for withdrawn cases to close	5 - 744 days	3 - 1,036 days	3 - 1,036 days	3 - 1,036 days	3 - 1,036 days	5 - 744 days	3 - 1,036 days	9 - 903 days	3 - 789 days	8 - 941 days
130	Number of cases closed as dismissed by NA / percent of closed cases	44 / 3%	71 / 3%	81 / 2%	114 / 3%	130 / 2.5%	23 / 3%	27 / 3%	22 / 2%	34 / 4%	16 / 2%
131	Number of cases closed as dismissed w/ pro per claimants	28	39	50	75	85	13	11	14	25	10

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
132	Number of cases closed as abandoned / percent of closed cases	53 / 4%	81 / 4%	125 / 4%	165 / 4%	201 / 4%	38 / 5%	29 / 3%	44 / 4%	39 / 4%	36 / 4.5%
133	Number of cases closed as abandoned w/ pro per claimants	36	50	77	93	112	29	14	27	15	19
134	Number of cases closed by summary judgment for respondent / percent of closed cases	183 / 13%	277 / 12%	365 / 11%	440 / 10%	512 / 10%	109 / 14%	93 / 11%	85 / 9%	73 / 8%	72 / 9%
135	Number of cases closed by summary judgment for respondent w/ pro per claimant	133	197	263	317	366	77	63	65	53	49
136	Number of cases where summary judgment granted because claimant lacked an expert	84	108	136	156	182	50	24	27	20	26
137	Number of cases where summary judgment granted because claimant filed no opposition	52	86	125	160	185	30	35	38	33	25
138	Number of cases where summary judgment granted because DFA made after the statute of limitations	16	23	27	34	43	10	6	4	7	9
139	Number of cases where summary judgment granted for any other reasons (<i>Res judicata</i> , waiver or release, no evidence of negligence.)	1	2	2	5	6		1	0	3	1

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
140	Average number of days for summary judgment cases to close	289 days	286 days	297 days	306 days	316 days	299 days	280 days	333 days	355 days	377 days
141	Median number of days for summary judgment cases to close	271 days	271 days	278 days	292 days	299 days	271 days	271 days	309 days	334 days	364 days
142	Mode number of days for summary judgment cases to close	221 days	153 days	232 days	232 days	232 days	163 days	286 days	287 days	334 days	374 days
143	Range number of days for summary judgment cases to close	77 - 767 days	77 - 769 days	77 - 871 days	77 - 871 days	77 - 1,075 days	96 - 767 days	108 - 533 days	147 - 871 days	153 - 603 days	121 - 1,075 days
144	Number of cases where summary judgment granted because the claimant failed to show causation	12	18	19	20	22	12	6	1	1	2
145	Number of cases where summary judgment granted because no triable issue of fact	18	40	56	65	74	7	21	15	9	9
146	Number of cases closed after hearing / percent of closed cases	228 / 16%	350 / 15%	483 / 15%	626 / 15%	753 / 15%	122 / 15%	119 / 14%	121 / 12%	143 / 16%	127 / 16%
147	Number of cases where Kaiser prevailed / percent of cases w/ hearings	144 / 63%	212 / 61%	298 / 62%	393 / 63%	466 / 62%	76 / 62%	68 / 57%	74 / 61%	95 / 66%	73 / 57.5%
148	Number of cases where Kaiser prevailed after hearing w/ pro per claimant	44	58	68	80	88	18	14	7	12	8

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
149	Number of cases where claimant prevailed / percent of cases w/ hearings	84 / 37%	138 / 39%	185 / 38%	233 / 37%	287 / 38%	46 / 38%	51 / 43%	47 / 39%	48 / 34%	54 / 42.5%
150	Number of cases where claimant prevailed after hearing w/ pro per claimant	5	9	12	16	18	4	4	3	4	2
151	Average number of days to end of hearing	318 days	345 days	369 days	386 days	398 days			447 days	443 days	457 days
152	Average number of days for hearing cases to close	328 days	357 days	381 days	398 days	410 days	372 days	410 days	461 days	456 days	470 days
153	Median number of days for hearing cases to close	315 days	334 days	348 days	363 days	370 days	352 days	370 days	418 days	439 days	437 days
154	Mode number of days for hearing cases to close	288 days	288 days	344 days	344 days	288 days	265 days	264 days	322 days	203 days	294 days
155	Range of days for hearing cases to close	39 - 737 days	39 - 1,181 days	39 - 1,181 days	23 - 1,181 days	23 - 1,208 days	88 - 737 days	128 - 1,181 days	154 - 1,092 days	23 - 1,091 days	105 - 1,208 days
156	Number of cases where claimants have received an award in their favor/ percent of all cases w/ awards	84 / 37%	138 / 39%	185 / 38%	233 / 37%	287 / 38%	46 / 38%	51 / 43%	47 / 39%	48 / 34%	54 / 42.5%
157	Largest claimant award	\$5.6 million	\$5.6 million	\$5.6 million	\$5.6 million	\$5.6 million	\$1.1 million	\$3.8 million	\$1.3 million	\$3.3 million	\$1.538 million
158	Average claimant award	\$207,571	\$277,000	\$276,000	\$299,000	\$297,000	\$156,001	\$399,000	\$273,000	\$386,000	\$287,000

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
159	Median claimant award	\$80,421	\$96,000	\$106,000	\$125,000	\$150,000	\$79,024	\$168,000	\$160,000	\$249,500	\$200,000
160	Mode claimant award	\$175,000	\$175,000	\$175,000	\$250,000	\$250,000	\$175,000	\$30,000	\$15,000	\$250,000	\$100,000
161	Range in claimant awards	\$2,500 - \$5.6 million	\$500.00 to \$5.6 million	\$1 to \$5.6 million	\$1 to \$5.6 million	\$1 to \$5.6 million	\$2,500 - \$1.1 million	\$500 - \$3.8 million	\$1 to \$1.3 million	\$3,000 to \$3.3 million	\$1,000 - \$1,538,000
162	Number of claimants who have requested expedited process	32	42	45	60	72 requests in 70 cases	10	9	3	15 requests in 14 cases	12
163	Number of requests for expedited process made to OIA (not an NA)	26	34	36	47	55	8	8	2	11	8
164	Number of requests for expedited process the OIA granted / number denied without prejudice	19 / 7	26 / 8	28 / 8	38 / 9	46 / 0	7 / 1	7 / 1	2 / 0	10 / 1	8 / 0
165	Number of requests to OIA for expedited process to which Kaiser objected	6	7	7	8	8	3	1	0	1	0
166	Number of requests for expedited process to which Kaiser objected but OIA granted/ number OIA denied	4 2	5 2	5 2	6 / 2	6 / 2	3 0	1 0	N/A	1 / 0	N/A
167	Number of requests for expedited process granted by NA after prior OIA denial	1	1	1	2	2	0	0	0	1	0

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
168	Number of requests for expedited process made to NAs / number granted / number denied	7 4 3	8 7 1	9 8 1	13 11 2	14 11 3	2 1 1	1 1 0	1 1 0	4 3 1	1 0 1
169	Percent expedited cases constitute of all OIA cases	22 / 1%	31 / 1%	32 / 1%	44 / 1%	50 / 1%			1 / 968 = .1%	11 / 1%	8 / 1%
170	Number of expedited cases remaining open	2	2	1	5	2	2	2	1	5	2
171	Smallest number of days for an expedited case to close / how was it closed	20 days - settled	20 days - settled	20 days - settled	20 days - settled	20 days - Settled			65 days - settled	23 days	36 days
172	Smallest number of days for an expedited case to close after hearing	39 days	39 days	39 days	23 days	23 days			N/A - all settled	23 days	232 days
173	Have all expedited cases closed within their set time periods?	yes	yes	yes - 1 award late	yes - 1 award late	yes - 1 award late			yes	yes	yes
174	Are open expedited cases on schedule?	yes	yes	yes	yes	yes			yes	yes	yes
175	Average number of days for an expedited case to close	149 days	149 days	152 days	146 days	151 days		101 days	207 days	121 days	131 days
176	Median number of days for an expedited case to close		117 days	117 days	118 days	115 days		86 days	207 days	131 days	102 days
177	Mode number of days that an expedited case to close		104 days	104 days	104 days	100 days			N/A	N/A	N/A

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
178	Range number of days for expedited cases to close	20 - 436 days	20 - 476 days	20 - 476 days	20 - 476 days	20 - 476 days		41 - 217 days	65 - 349 days	23 - 202 days	36 - 266 days
179	Number of expedited cases w/ benefits and coverage issues	2	2	2	2	2		0	0	0	0
180	Have the expedited cases w/ benefits and coverage issues been completed closed within their set time periods?	Yes	yes	yes	yes	yes			N/A	N/A	N/A
181	Number of cases designated as complex by NAs	40	54	64	97	140	30	14	13	33	43
182	Number of closed complex cases	23	41	60	77	107	22	18	18	17	29
183	Average number of days for a complex case to close	576 days	632 days	648 days	644 days	645 days			690 days	627 days	652 days
184	Median number of days for a complex case to close	596 days	617 days	626 days	629 days	623 days			654 days	635 days	622 days
185	Mode number of days for a complex case to close		679 days	504 days	623 days	623 days			N/A	N/A	N/A
186	Range number of days for a complex case to close	228 - 798 days	228 - 1,036 days	228 - 1,036 days	228 - 1,036 days	228 - 1,036 days			339 - 1,004 days	434 - 779 days	443 - 999 days
187	Number of complex cases so designated because of complex medical issues	17	24	29	42	49			7	13	7

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
188	Number of complex cases so designated because of complex discovery issues	14	18	21	30	36			4	9	6
189	Number of cases designated as extraordinary	2	3	9	10	14	2	1	6	1	4
190	Number of closed extraordinary cases	0	1	5	7	10			4	2	3
191	Average number of days for extraordinary cases to close		1,181 days	1,018 days	1,022 days	973 days			977 days	1,032 days	858 days
192	Number of Rule 28 extensions of time had been granted which extended cases beyond 18 months	54	110	184	260 cases 269 events	342 cases 368 events	43	55	77	78 cases 81 events	98 cases 101 events
193	Number of Rule 28 E cases that are open / number that are closed	22 / 32	72 / 38	47 / 137	53 / 207	60 / 282		35 / 20	47 / 65	53 / 69	60 / 73
194	Average number of days in which Rule 28 E cases close	583 days	639 days	654 days	656 days	661 days			679 days	661 days	668 days
195	Median number of days in which Rule 28 E cases close	593 days	604 days	630 days	624 days	630 days			647 days	603 days	641 days
196	Mode number of days in which Rule 28 E cases close		476 days	637 days	585 days	587 days			585 days	570 days	508 days
197	Range of number of days in which Rule 28 E cases close	292 - 802 days	292 - 1,126 days	292 - 1,126 days	168 - 1,285 days	168 - 1,285 days			471 - 1,092 days	168 - 1,285 days	316 - 1,208 days

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
198	Number of completed fee waiver applications the OIA has received	180	245	325	375	419	66	65	79	55	44
199	Number of fee waiver requests OIA granted	161	226	302	358	399	56	65	75	56	42
200	Number of fee waiver requests OIA denied	11	15	15	17	18	6	3	0	2	1
201	Number of denied cases where claimant subsequently failed to pay the fee and cases closed as abandoned	2	3	3	3	3			0	0	0
202	Number of cases where Kaiser objected to the fee waiver request	3	4	4	4	6	3	1	0	0	2
203	How did OIA rule in cases where Kaiser has objected to fee waiver?	granted 1, denied 2	granted 2, denied 2	granted 2, denied 2	granted 2, denied 2	granted 3, denied 3	granted 1, denied 2		----	----	granted 1, denied 1
204	Number of fee waiver requests pending	8	0	3	0	1	8		3	0	1
205	Number of claimants who did not return requested fee waiver applications and left the system for non-payment of the fees	11	15	24	28	34	5	4	9	4	6
206	Number of evaluations the OIA mailed out	2,354	3,034	4,468	5,828	6,840	1,244	682	1,438	1,360	1,012
207	Number of evaluations returned / percent of evaluation mailed out	1,074 / 46%	1,433 / 47%	2,066 / 46%	2,656 / 46%	2,936 / 43%	635 / 51%	358 / 53%	633 / 44%	590 / 43%	280 / 28%

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
208	Number of responses from claimant side / number from claimant attorneys/ number from pro pers	367 / 304 / 63	496 / 412 / 84	730 / 611 / 119	958 / 805 / 153	1,066 / 896 / 170	223 / 186 / 37	130 / 108 / 21	234 / 199 / 35	228 / 194 / 34	108 / 91 / 17
209	Number of responses from respondent attorneys	668	885	1262	1,611	1,779	390	216	376	349	168
210	Number of questionnaires OIA sent to NA / number returned / percent returned (does not include blank forms)	1,177 / 964 / 82%	1,517 / 1,277 / 84%	2,234 / 1,852 / 83%	2,914 / 2,448 / 84%	3,420 / 2,931 / 86%	622 / 493 / 79%	341 / 286 / 84%	719 / 576 / 80%	680 / 597 / 88%	506 / 490 / 97%
211	Number of cases where NAs granted a Rule 28 extension to hold an AMC without extending the 18 month deadline	21		93	109	142	20		31	16	33

Line		3-29-99 thru 2001	3-29-99 thru 2002	3-29-99 thru 2003	3-29-99 thru 2004	3-29-99 thru 2005	2001	2002	2003	2004	2005
212	<u>Number of Rule 28</u> Postponement of AMC	21	61	93	109	142	20		31	16	33
	Court ordered postponement		3	4	5	6			2	1	1
	postponement extending 18 month time period	54	110	184	269	370	43		77	81	101
	postponement to submit filing fee	4	42	63	66	76	4		15	3	10
	postponement of hearing within time period	5	9	79	128	179	3		70	49	51
	postponement of NA selection	5	24	88	118	143	2		64	29	23
	OIA grants postponement proceedings			4	5	1			4	1	0
	NA grants postponement proceedings		15	17	19	26			2	2	5