

Table 3
EXAMPLES OF INDEPENDENT VARIABLES FOR TESTING
MAJOR PERSPECTIVES

JURISPRUDENTIAL CHOICE PERSPECTIVE	LITIGANT RESOURCE PERSPECTIVE	STRATEGIC CHOICE PERSPECTIVE
Subject matter of appeal	Litigant status	Panel size and composition
Constitutional/Charter claim	Attorney repeat player?	Justice votes on merits
Conflict (recorded and alleged) among lower courts of appeal	Intervenor status at merits	Author(s) of opinions
Conflicting outcomes between trial and appeal courts	Amicus curiae brief	Vote split
Ideological outcome of appellate court decision	Status of amicus curiae	Ideological outcome of final vote
Dissent in lower court, panel, author of lower court opinion		
Provincial/court of origin		
Intervenor presence at lower court		