

Table B-5.
U.S. Courts of Appeals—Decisions in Cases Terminated on the Merits, by Circuit and Nature of Proceeding,
During the 12-Month Period Ending September 30, 2022

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
Total	44,902	1,954	59.1	26,550	17,643	3,052	2,107	533	194	3,021	8.2
Criminal	10,085	653	69.8	7,044	5,177	1,275	462	110	20	-	6.6
U.S. Prisoner Petitions	3,198	63	63.3	2,023	664	129	121	32	11	1,066	6.0
Other U.S. Civil	2,302	116	61.0	1,404	1,016	126	209	49	4	-	14.9
Private Prisoner Petitions	7,074	201	55.7	3,942	1,351	426	176	22	12	1,955	4.5
Other Private Civil	10,294	579	51.7	5,317	4,094	422	708	70	23	-	13.3
Bankruptcy	606	48	52.8	320	226	63	28	3	-	-	8.8
Administrative Agency Appeals	7,731	259	47.4	3,664	2,653	406	234	247	124	-	6.4
Original Proceedings and Miscellaneous Applications	3,612	35	78.5	2,836	2,462	205	169	-	-	-	-
DC	947	160	49.3	467	367	35	53	10	2	-	11.6
Criminal	71	5	63.4	45	37	2	4	1	1	-	8.9
U.S. Prisoner Petitions	60	2	33.3	20	17	1	2	-	-	-	10.0
Other U.S. Civil	249	25	65.5	163	132	6	19	6	-	-	11.7
Private Prisoner Petitions	8	-	-	3	3	-	-	-	-	-	-
Other Private Civil	148	14	56.8	84	69	5	10	-	-	-	11.9
Bankruptcy	3	1	-	2	2	-	-	-	-	-	-
Administrative Agency Appeals	327	112	32.4	106	75	13	14	3	1	-	13.2
Original Proceedings and Miscellaneous Applications	81	1	54.3	44	32	8	4	-	-	-	-

Table B-5. (September 30, 2022—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
1st	1,119	61	69.5	778	517	90	105	12	1	53	13.7
Criminal	349	34	67.9	237	169	30	33	5	-	-	13.9
U.S. Prisoner Petitions	72	2	76.4	55	13	5	3	1	-	33	5.5
Other U.S. Civil	80	1	57.5	46	31	7	8	-	-	-	17.4
Private Prisoner Petitions	64	1	71.9	46	21	2	3	-	-	20	6.5
Other Private Civil	354	20	66.9	237	181	27	27	2	-	-	11.4
Bankruptcy	37	1	64.9	24	16	7	1	-	-	-	4.2
Administrative Agency Appeals	90	2	71.1	64	30	7	22	4	1	-	34.4
Original Proceedings and Miscellaneous Applications	73	-	94.5	69	56	5	8	-	-	-	-
2nd	4,031	154	47.0	1,895	1,171	381	161	29	-	153	8.7
Criminal	627	64	59.5	373	221	117	24	11	-	-	6.4
U.S. Prisoner Petitions	194	4	59.3	115	16	14	10	2	-	73	8.7
Other U.S. Civil	169	8	53.8	91	44	26	20	1	-	-	22.0
Private Prisoner Petitions	366	7	51.9	190	29	64	16	1	-	80	8.4
Other Private Civil	1,440	53	38.7	557	393	105	53	6	-	-	9.5
Bankruptcy	47	4	51.1	24	18	3	3	-	-	-	12.5
Administrative Agency Appeals	934	9	38.9	363	286	46	23	8	-	-	6.3
Original Proceedings and Miscellaneous Applications	254	5	71.7	182	164	6	12	-	-	-	-

Table B-5. (September 30, 2022—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
3rd	2,576	54	61.5	1,583	1,057	48	150	50	5	273	8.9
Criminal	487	17	67.6	329	290	6	19	10	4	-	5.8
U.S. Prisoner Petitions	222	1	64.0	142	49	5	8	6	-	74	5.6
Other U.S. Civil	92	1	65.2	60	53	-	7	-	-	-	11.7
Private Prisoner Petitions	468	1	66.0	309	91	2	14	3	-	199	4.5
Other Private Civil	693	24	51.1	354	285	10	57	1	1	-	16.1
Bankruptcy	46	4	56.5	26	23	1	2	-	-	-	7.7
Administrative Agency Appeals	287	6	59.6	171	114	10	17	30	-	-	9.9
Original Proceedings and Miscellaneous Applications	281	-	68.3	192	152	14	26	-	-	-	-
4th	4,064	142	68.1	2,766	2,024	141	216	115	1	269	8.2
Criminal	1,426	65	75.7	1,079	860	93	107	19	-	-	9.9
U.S. Prisoner Petitions	485	9	64.1	311	143	9	19	5	-	135	6.1
Other U.S. Civil	158	2	65.2	103	88	5	5	5	-	-	4.9
Private Prisoner Petitions	608	6	58.7	357	195	11	17	-	-	134	4.8
Other Private Civil	687	38	55.3	380	335	12	32	1	-	-	8.4
Bankruptcy	39	11	51.3	20	15	2	2	1	-	-	10.0
Administrative Agency Appeals	258	6	77.5	200	88	8	19	84	1	-	9.5
Original Proceedings and Miscellaneous Applications	403	5	78.4	316	300	1	15	-	-	-	-

Table B-5. (September 30, 2022—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
5th	6,732	585	60.9	4,097	2,326	905	291	82	16	477	7.0
Criminal	2,222	229	73.1	1,624	830	686	77	31	-	-	4.7
U.S. Prisoner Petitions	500	25	56.6	283	87	29	12	3	9	143	4.2
Other U.S. Civil	198	22	55.1	109	75	11	18	5	-	-	16.5
Private Prisoner Petitions	1,308	146	44.3	579	126	89	22	2	6	334	3.8
Other Private Civil	1,186	125	51.1	606	450	40	108	8	-	-	17.8
Bankruptcy	86	12	64.0	55	30	18	6	1	-	-	10.9
Administrative Agency Appeals	731	19	69.6	509	429	25	22	32	1	-	4.3
Original Proceedings and Miscellaneous Applications	501	7	66.3	332	299	7	26	-	-	-	-
6th	3,695	177	64.9	2,399	1,618	103	166	69	118	325	7.3
Criminal	1,012	63	67.0	678	599	37	34	8	-	-	5.0
U.S. Prisoner Petitions	274	4	68.6	188	55	2	15	6	1	109	8.0
Other U.S. Civil	148	5	54.1	80	61	3	10	5	1	-	12.5
Private Prisoner Petitions	674	10	57.1	385	138	6	19	3	3	216	4.9
Other Private Civil	818	47	59.3	485	396	15	65	7	2	-	13.4
Bankruptcy	26	3	61.5	16	14	-	2	-	-	-	12.5
Administrative Agency Appeals	279	40	67.4	188	15	19	3	40	111	-	1.6
Original Proceedings and Miscellaneous Applications	464	5	81.7	379	340	21	18	-	-	-	-

Table B-5. (September 30, 2022—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
7th	2,386	76	54.2	1,294	922	97	129	24	25	97	10.6
Criminal	631	22	58.6	370	263	63	37	1	6	-	10.0
U.S. Prisoner Petitions	193	4	51.8	100	51	2	8	1	-	38	8.0
Other U.S. Civil	150	4	58.7	88	64	1	9	13	1	-	10.2
Private Prisoner Petitions	473	5	45.5	215	129	5	17	3	2	59	7.9
Other Private Civil	650	35	47.5	309	247	8	42	1	11	-	13.6
Bankruptcy	30	5	36.7	11	10	-	1	-	-	-	9.1
Administrative Agency Appeals	86	1	43.0	37	21	-	6	5	5	-	16.2
Original Proceedings and Miscellaneous Applications	173	-	94.8	164	137	18	9	-	-	-	-
8th	2,572	121	74.0	1,902	1,416	130	91	14	-	251	5.2
Criminal	906	32	81.8	741	643	73	24	1	-	-	3.2
U.S. Prisoner Petitions	256	2	80.9	207	68	4	4	-	-	131	1.9
Other U.S. Civil	104	6	72.1	75	65	1	8	1	-	-	10.7
Private Prisoner Petitions	479	12	61.0	292	130	33	7	2	-	120	2.4
Other Private Civil	484	62	60.3	292	229	12	44	7	-	-	15.1
Bankruptcy	12	-	-	8	7	1	-	-	-	-	-
Administrative Agency Appeals	91	6	61.5	56	51	2	-	3	-	-	-
Original Proceedings and Miscellaneous Applications	240	1	96.3	231	223	4	4	-	-	-	-

Table B-5. (September 30, 2022—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
9th	10,492	241	55.7	5,845	3,890	752	498	45	1	659	8.7
Criminal	943	63	66.2	624	499	60	58	7	-	-	9.3
U.S. Prisoner Petitions	417	9	77.0	321	81	45	24	1	-	170	7.5
Other U.S. Civil	646	36	63.0	407	267	51	83	6	-	-	20.4
Private Prisoner Petitions	1,442	6	70.5	1,017	319	158	45	5	1	489	4.4
Other Private Civil	2,085	81	55.1	1,149	818	153	172	6	-	-	15.0
Bankruptcy	186	3	52.7	98	67	27	4	-	-	-	4.1
Administrative Agency Appeals	4,233	41	41.0	1,735	1,387	251	77	20	-	-	4.4
Original Proceedings and Miscellaneous Applications	540	2	91.5	494	452	7	35	-	-	-	-
10th	1,601	23	64.5	1,033	691	83	68	75	3	113	6.4
Criminal	345	5	77.4	267	181	53	17	16	-	-	6.4
U.S. Prisoner Petitions	129	-	64.3	83	27	1	9	7	-	39	10.8
Other U.S. Civil	90	2	67.8	61	45	8	6	2	-	-	9.8
Private Prisoner Petitions	289	-	50.5	146	65	3	1	3	-	74	.7
Other Private Civil	495	14	59.6	295	236	7	23	29	-	-	7.8
Bankruptcy	20	1	-	9	6	1	1	1	-	-	11.1
Administrative Agency Appeals	127	1	62.2	79	47	9	3	17	3	-	3.8
Original Proceedings and Miscellaneous Applications	106	-	87.7	93	84	1	8	-	-	-	-

Table B-5. (September 30, 2022—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
11th	4,687	160	53.1	2,491	1,644	287	179	8	22	351	8.1
Criminal	1,066	54	63.5	677	585	55	28	-	9	-	4.1
U.S. Prisoner Petitions	396	1	50.0	198	57	12	7	-	1	121	3.5
Other U.S. Civil	218	4	55.5	121	91	7	16	5	2	-	13.2
Private Prisoner Petitions	895	7	45.0	403	105	53	15	-	-	230	3.7
Other Private Civil	1,254	66	45.4	569	455	28	75	2	9	-	13.2
Bankruptcy	74	3	36.5	27	18	3	6	-	-	-	22.2
Administrative Agency Appeals	288	16	54.2	156	110	16	28	1	1	-	17.9
Original Proceedings and Miscellaneous Applications	496	9	68.5	340	223	113	4	-	-	-	-

NOTE: This table does not include data for the U.S. Court of Appeals for the Federal Circuit. Beginning in March 2014, data include miscellaneous cases not included previously.

¹ Affirmed includes appeals affirmed in part and reversed in part.

² Percent not shown where the total number of appeals terminated on the merits is less than 10. Percent reversed not computed for original proceedings because of their difference from appeals, nor are original proceedings included in the percentage of total appeals reversed.