

Table B-1.
U.S. Courts of Appeals—Appeals Commenced, Terminated, and Pending, by Circuit,
During the 12-Month Period Ending December 31, 2009

Circuit and Nature of Proceeding	Cases Pending Jan. 1, 2009 ¹	Cases Commenced			Cases Terminated								Cases Pending Dec. 31, 2009
					Total	Original	Reopened ²	Total	Cases Disposed of by Consolidation	Procedural Terminations			
		Total	By Judge	By Staff						Total	After Oral Hearing	After Submission on Briefs	
ALL CIRCUITS	52,572	57,138	55,617	1,521	61,024	2,527	27,391	13,503	13,888	31,106	8,697	22,409	48,686
CRIMINAL	13,403	13,362	13,100	262	14,145	726	3,388	1,008	2,380	10,031	2,423	7,608	12,620
U.S. PRISONER PETITIONS	3,137	5,374	5,204	170	5,517	55	3,586	2,253	1,333	1,876	136	1,740	2,994
OTHER U.S. CIVIL	2,573	2,924	2,826	98	3,149	178	1,275	397	878	1,696	726	970	2,348
PRIV. PRISONER PETITIONS	7,330	10,969	10,670	299	10,463	62	7,568	5,069	2,499	2,833	640	2,193	7,836
OTHER PRIVATE CIVIL	10,542	11,850	11,504	346	12,543	947	5,253	1,614	3,639	6,343	3,616	2,727	9,849
BANKRUPTCY	772	757	735	22	886	93	363	148	215	430	220	210	643
ADMINISTRATIVE APPEALS	14,031	8,159	7,863	296	10,640	448	4,617	2,156	2,461	5,575	909	4,666	11,550
ORIGINAL PROCEEDINGS	784	3,743	3,715	28	3,681	18	1,341	858	483	2,322	27	2,295	846
DISTRICT OF COLUMBIA	1,541	1,128	1,103	25	1,286	195	580	272	308	511	267	244	1,383
CRIMINAL	188	125	121	4	118	14	49	10	39	55	41	14	195
U.S. PRISONER PETITIONS	264	166	163	3	146	16	74	28	46	56	8	48	284
OTHER U.S. CIVIL	218	257	251	6	270	26	105	17	88	139	75	64	205
PRIV. PRISONER PETITIONS	10	21	21	-	17	-	7	3	4	10	1	9	14
OTHER PRIVATE CIVIL	92	144	140	4	121	12	35	7	28	74	26	48	115
BANKRUPTCY	2	4	4	-	2	-	-	-	-	2	1	1	4
ADMINISTRATIVE APPEALS	742	325	318	7	543	126	285	199	86	132	107	25	524
ORIGINAL PROCEEDINGS	25	86	85	1	69	1	25	8	17	43	8	35	42
FIRST CIRCUIT	1,453	1,739	1,732	7	1,801	93	659	213	446	1,049	314	735	1,391
CRIMINAL	608	562	562	-	655	48	176	17	159	431	115	316	515
U.S. PRISONER PETITIONS	66	130	130	-	111	-	77	55	22	34	1	33	85
OTHER U.S. CIVIL	76	102	100	2	99	8	27	6	21	64	28	36	79
PRIV. PRISONER PETITIONS	117	174	174	-	173	2	106	74	32	65	18	47	118
OTHER PRIVATE CIVIL	350	480	476	4	438	30	178	34	144	230	137	93	392
BANKRUPTCY	42	45	45	-	44	1	22	5	17	21	8	13	43
ADMINISTRATIVE APPEALS	170	172	171	1	212	4	68	19	49	140	6	134	130
ORIGINAL PROCEEDINGS	24	74	74	-	69	-	5	3	2	64	1	63	29

Table B-1. (December 31, 2009—Continued)

Circuit and Nature of Proceeding	Cases Pending Jan. 1, 2009 ¹	Cases Commenced			Cases Terminated								Cases Pending Dec. 31, 2009
		Total	Original	Reopened ²	Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits			
							Total	By Judge	By Staff	Total	After Oral Hearing	After Submission on Briefs	
SECOND CIRCUIT	6,048	5,531	5,308	223	6,897	495	3,075	1,545	1,530	3,327	1,345	1,982	4,682
CRIMINAL	989	941	914	27	915	134	272	110	162	509	246	263	1,015
U.S. PRISONER PETITIONS	116	204	185	19	218	-	188	118	70	30	21	9	102
OTHER U.S. CIVIL	226	224	212	12	291	17	147	64	83	127	97	30	159
PRIV. PRISONER PETITIONS	488	696	671	25	767	7	617	446	171	143	90	53	417
OTHER PRIVATE CIVIL	1,706	1,631	1,568	63	2,035	251	926	346	580	858	716	142	1,302
BANKRUPTCY	93	122	122	-	155	13	98	69	29	44	38	6	60
ADMINISTRATIVE APPEALS	2,388	1,481	1,406	75	2,275	68	789	373	416	1,418	137	1,281	1,594
ORIGINAL PROCEEDINGS	42	232	230	2	241	5	38	19	19	198	-	198	33
THIRD CIRCUIT	3,639	3,823	3,757	66	4,197	44	1,686	785	901	2,467	372	2,095	3,265
CRIMINAL	1,087	777	771	6	956	3	175	42	133	778	88	690	908
U.S. PRISONER PETITIONS	193	287	279	8	335	1	207	150	57	127	9	118	145
OTHER U.S. CIVIL	159	166	163	3	207	-	77	24	53	130	28	102	118
PRIV. PRISONER PETITIONS	429	660	651	9	733	2	529	394	135	202	31	171	356
OTHER PRIVATE CIVIL	1,008	945	934	11	1,063	34	413	89	324	616	182	434	890
BANKRUPTCY	73	85	82	3	80	3	39	12	27	38	10	28	78
ADMINISTRATIVE APPEALS	653	668	644	24	598	1	204	69	135	393	23	370	723
ORIGINAL PROCEEDINGS	37	235	233	2	225	-	42	5	37	183	1	182	47
FOURTH CIRCUIT	3,258	5,157	5,114	43	5,340	178	2,064	1,031	1,033	3,098	366	2,732	3,075
CRIMINAL	1,150	1,251	1,241	10	1,113	47	177	41	136	889	109	780	1,288
U.S. PRISONER PETITIONS	772	1,419	1,406	13	1,637	16	796	447	349	825	10	815	554
OTHER U.S. CIVIL	162	189	188	1	240	36	72	35	37	132	27	105	111
PRIV. PRISONER PETITIONS	322	856	848	8	824	-	561	363	198	263	25	238	354
OTHER PRIVATE CIVIL	507	766	759	7	745	46	275	82	193	424	154	270	528
BANKRUPTCY	38	50	50	-	61	19	12	3	9	30	9	21	27
ADMINISTRATIVE APPEALS	261	269	266	3	359	14	114	38	76	231	32	199	171
ORIGINAL PROCEEDINGS	46	357	356	1	361	-	57	22	35	304	-	304	42
FIFTH CIRCUIT	5,076	7,247	6,861	386	7,613	126	3,684	1,628	2,056	3,803	1,005	2,798	4,710
CRIMINAL	2,108	2,451	2,362	89	2,488	32	699	161	538	1,757	294	1,463	2,071
U.S. PRISONER PETITIONS	300	551	504	47	551	1	420	241	179	130	13	117	300
OTHER U.S. CIVIL	192	293	270	23	326	8	153	30	123	165	72	93	159
PRIV. PRISONER PETITIONS	1,056	1,711	1,598	113	1,861	3	1,498	896	602	360	60	300	906
OTHER PRIVATE CIVIL	878	1,211	1,135	76	1,295	68	487	123	364	740	477	263	794
BANKRUPTCY	79	95	86	9	104	8	46	8	38	50	38	12	70
ADMINISTRATIVE APPEALS	392	509	496	13	572	5	280	167	113	287	49	238	329
ORIGINAL PROCEEDINGS	71	426	410	16	416	1	101	2	99	314	2	312	81

Table B-1. (December 31, 2009—Continued)

Circuit and Nature of Proceeding	Cases Pending Jan. 1, 2009 ¹	Cases Commenced			Cases Terminated								Cases Pending Dec. 31, 2009
		Total	Original	Reopened ²	Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits			
							Total	By Judge	By Staff	Total	After Oral Hearing	After Submission on Briefs	
SIXTH CIRCUIT	4,533	4,810	4,737	73	4,753	228	2,075	943	1,132	2,450	828	1,622	4,590
CRIMINAL	1,477	1,215	1,198	17	1,143	59	338	112	226	746	246	500	1,549
U.S. PRISONER PETITIONS	201	336	325	11	284	1	205	133	72	78	11	67	253
OTHER U.S. CIVIL	243	219	214	5	252	11	134	56	78	107	40	67	210
PRIV. PRISONER PETITIONS	854	1,123	1,097	26	1,038	13	685	474	211	340	78	262	939
OTHER PRIVATE CIVIL	1,079	1,074	1,066	8	1,165	109	491	107	384	565	361	204	988
BANKRUPTCY	70	48	48	-	68	10	21	7	14	37	21	16	50
ADMINISTRATIVE APPEALS	421	410	406	4	442	18	134	52	82	290	66	224	389
ORIGINAL PROCEEDINGS	188	385	383	2	361	7	67	2	65	287	5	282	212
SEVENTH CIRCUIT	2,374	3,245	3,165	80	3,468	205	1,629	620	1,009	1,634	762	872	2,151
CRIMINAL	671	648	644	4	703	72	152	43	109	479	276	203	616
U.S. PRISONER PETITIONS	297	516	493	23	605	10	337	175	162	258	21	237	208
OTHER U.S. CIVIL	109	145	137	8	148	5	55	12	43	88	57	31	106
PRIV. PRISONER PETITIONS	332	675	649	26	648	3	518	223	295	127	50	77	359
OTHER PRIVATE CIVIL	717	871	856	15	921	78	438	108	330	405	267	138	667
BANKRUPTCY	46	51	50	1	48	7	16	2	14	25	18	7	49
ADMINISTRATIVE APPEALS	182	159	156	3	209	30	68	28	40	111	72	39	132
ORIGINAL PROCEEDINGS	20	180	180	-	186	-	45	29	16	141	1	140	14
EIGHTH CIRCUIT	2,057	3,024	2,999	25	3,285	165	930	520	410	2,190	549	1,641	1,796
CRIMINAL	822	1,043	1,033	10	1,177	60	168	52	116	949	222	727	688
U.S. PRISONER PETITIONS	111	303	299	4	294	4	204	181	23	86	10	76	120
OTHER U.S. CIVIL	153	157	156	1	189	14	40	6	34	135	44	91	121
PRIV. PRISONER PETITIONS	300	525	525	-	583	14	315	226	89	254	35	219	242
OTHER PRIVATE CIVIL	466	614	605	9	606	51	160	43	117	395	194	201	474
BANKRUPTCY	36	16	16	-	39	13	2	1	1	24	13	11	13
ADMINISTRATIVE APPEALS	141	93	92	1	140	6	31	7	24	103	31	72	94
ORIGINAL PROCEEDINGS	28	273	273	-	257	3	10	4	6	244	-	244	44

Table B-1. (December 31, 2009—Continued)

Circuit and Nature of Proceeding	Cases Pending Jan. 1, 2009 ¹	Cases Commenced			Cases Terminated									Cases Pending Dec 31, 2009
		Total	Original	Reopened ²	Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits				
							Total	By Judge	By Staff	Total	After Oral Hearing	After Submission on Briefs		
NINTH CIRCUIT	17,057	12,223	11,988	235	12,916	510	6,727	3,768	2,959	5,679	1,912	3,767	16,364	
CRIMINAL	1,904	1,670	1,645	25	1,733	93	450	147	303	1,190	430	760	1,841	
U.S. PRISONER PETITIONS	465	521	515	6	450	5	367	271	96	78	19	59	536	
OTHER U.S. CIVIL	764	651	643	8	668	37	249	83	166	382	187	195	747	
PRIV. PRISONER PETITIONS	2,775	2,804	2,781	23	2,166	12	1,492	1,149	343	662	186	476	3,413	
OTHER PRIVATE CIVIL	2,447	2,126	2,079	47	2,220	178	927	293	634	1,115	695	420	2,353	
BANKRUPTCY	234	146	145	1	195	16	69	27	42	110	47	63	185	
ADMINISTRATIVE APPEALS	8,241	3,458	3,334	124	4,615	168	2,397	1,123	1,274	2,050	342	1,708	7,084	
ORIGINAL PROCEEDINGS	227	847	846	1	869	1	776	675	101	92	6	86	205	
TENTH CIRCUIT	1,734	2,347	2,323	24	2,431	37	915	440	475	1,479	499	980	1,650	
CRIMINAL	530	610	601	9	659	4	106	39	67	549	201	348	481	
U.S. PRISONER PETITIONS	130	284	284	-	282	1	189	108	81	92	7	85	132	
OTHER U.S. CIVIL	124	165	165	-	140	2	43	9	34	95	34	61	149	
PRIV. PRISONER PETITIONS	227	417	415	2	441	2	295	210	85	144	21	123	203	
OTHER PRIVATE CIVIL	558	600	589	11	626	24	212	43	169	390	210	180	532	
BANKRUPTCY	24	39	39	-	30	-	10	5	5	20	6	14	33	
ADMINISTRATIVE APPEALS	94	86	85	1	109	4	24	6	18	81	18	63	71	
ORIGINAL PROCEEDINGS	47	146	145	1	144	-	36	20	16	108	2	106	49	
ELEVENTH CIRCUIT	3,802	6,864	6,530	334	7,037	251	3,367	1,738	1,629	3,419	478	2,941	3,629	
CRIMINAL	1,869	2,069	2,008	61	2,485	160	626	234	392	1,699	155	1,544	1,453	
U.S. PRISONER PETITIONS	222	657	621	36	604	-	522	346	176	82	6	76	275	
OTHER U.S. CIVIL	147	356	327	29	319	14	173	55	118	132	37	95	184	
PRIV. PRISONER PETITIONS	420	1,307	1,240	67	1,212	4	945	611	334	263	45	218	515	
OTHER PRIVATE CIVIL	734	1,388	1,297	91	1,308	66	711	339	372	531	197	334	814	
BANKRUPTCY	35	56	48	8	60	3	28	9	19	29	11	18	31	
ADMINISTRATIVE APPEALS	346	529	489	40	566	4	223	75	148	339	26	313	309	
ORIGINAL PROCEEDINGS	29	502	500	2	483	-	139	69	70	344	1	343	48	

Note: This table includes appeals reopened and remanded as well as original appeals. This table does not include data for the U.S. Court of Appeals for the Federal Circuit.

¹ Revised.

² Beginning in 2007, the category entitled "reopened," which includes all reopened appeals, has replaced the category entitled "reinstated." Therefore, data on reopened cases for 2007 and thereafter are not comparable to data published previously on reinstated cases.