

**Table B-5.  
U.S. Courts of Appeals—Appeals Terminated on the Merits, by Circuit,  
During the 12-Month Period Ending March 31, 2002**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	Percent Reversed <sup>2</sup>
<b>ALL CIRCUITS</b>	<b>57,607</b>	<b>50.2</b>	<b>28,899</b>	<b>23,170</b>	<b>2,343</b>	<b>2,364</b>	<b>727</b>	<b>295</b>	<b>9.5</b>
CRIMINAL	11,600	69.3	8,044	6,740	633	452	193	26	5.6
U.S. PRISONER PETITIONS	6,158	27.2	1,677	1,278	174	159	48	18	9.5
OTHER U.S. CIVIL	3,664	56.3	2,064	1,648	103	227	56	30	11.0
PRIV. PRISONER PETITIONS	11,954	30.4	3,633	2,463	668	360	114	28	9.9
OTHER PRIVATE CIVIL	14,576	49.4	7,203	5,709	364	882	191	57	12.2
BANKRUPTCY	894	51.6	461	365	26	64	5	1	13.9
ADMINISTRATIVE APPEALS	3,260	42.8	1,394	697	270	172	120	135	12.3
ORIGINAL PROCEEDINGS <sup>3</sup>	5,501	80.4	4,423	4,270	105	48	-	-	-
<b>DISTRICT OF COLUMBIA</b>	<b>1,424</b>	<b>39.7</b>	<b>566</b>	<b>450</b>	<b>24</b>	<b>42</b>	<b>11</b>	<b>39</b>	<b>8.4</b>
CRIMINAL	74	59.5	44	37	1	1	3	2	2.3
U.S. PRISONER PETITIONS	147	44.2	65	56	2	3	1	3	4.6
OTHER U.S. CIVIL	285	55.8	159	129	1	12	3	14	7.5
PRIV. PRISONER PETITIONS	51	35.3	18	16	-	-	1	1	-
OTHER PRIVATE CIVIL	153	47.7	73	63	1	3	-	6	4.1
BANKRUPTCY	3	-	-	-	-	-	-	-	-
ADMINISTRATIVE APPEALS	611	23.2	142	87	16	23	3	13	16.2
ORIGINAL PROCEEDINGS <sup>3</sup>	100	65.0	65	62	3	-	-	-	-
<b>FIRST CIRCUIT</b>	<b>1,741</b>	<b>48.0</b>	<b>835</b>	<b>645</b>	<b>92</b>	<b>87</b>	<b>10</b>	<b>1</b>	<b>11.1</b>
CRIMINAL	624	40.9	255	227	9	19	-	-	7.5
U.S. PRISONER PETITIONS	185	40.0	74	33	31	8	2	-	10.8
OTHER U.S. CIVIL	121	52.1	63	45	6	12	-	-	19.0
PRIV. PRISONER PETITIONS	145	46.2	67	40	17	7	3	-	10.4
OTHER PRIVATE CIVIL	505	52.7	266	214	15	36	-	1	13.5
BANKRUPTCY	30	63.3	19	14	2	2	1	-	10.5
ADMINISTRATIVE APPEALS	58	51.7	30	14	10	2	4	-	6.7
ORIGINAL PROCEEDINGS <sup>3</sup>	73	83.6	61	58	2	1	-	-	-
<b>SECOND CIRCUIT</b>	<b>4,174</b>	<b>48.4</b>	<b>2,021</b>	<b>1,293</b>	<b>398</b>	<b>37</b>	<b>230</b>	<b>63</b>	<b>1.9</b>
CRIMINAL	690	60.3	416	339	25	3	44	5	0.7
U.S. PRISONER PETITIONS	271	26.9	73	32	27	1	6	7	1.4
OTHER U.S. CIVIL	282	51.4	145	88	35	3	12	7	2.1
PRIV. PRISONER PETITIONS	808	36.4	294	98	138	6	33	19	2.0
OTHER PRIVATE CIVIL	1,476	47.4	699	410	122	17	131	19	2.4
BANKRUPTCY	81	32.1	26	19	5	1	-	1	3.8
ADMINISTRATIVE APPEALS	205	33.2	68	35	23	1	4	5	1.5
ORIGINAL PROCEEDINGS <sup>3</sup>	361	83.1	300	272	23	5	-	-	-

**Table B-5. (March 31, 2002—Continued)**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>2</sup>
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
<b>THIRD CIRCUIT</b>	<b>3,707</b>	<b>48.9</b>	<b>1,814</b>	<b>1,428</b>	<b>140</b>	<b>192</b>	<b>52</b>	<b>2</b>	<b>12.2</b>
CRIMINAL	527	74.0	390	332	14	32	11	1	8.2
U.S. PRISONER PETITIONS	338	35.2	119	84	18	10	6	1	8.4
OTHER U.S. CIVIL	420	36.9	155	112	9	21	13	-	13.5
PRIV. PRISONER PETITIONS	741	25.2	187	89	58	25	15	-	13.4
OTHER PRIVATE CIVIL	1,132	53.1	601	479	34	84	4	-	14.0
BANKRUPTCY	81	44.4	36	28	-	8	-	-	22.2
ADMINISTRATIVE APPEALS	157	41.4	65	48	4	10	3	-	15.4
ORIGINAL PROCEEDINGS <sup>3</sup>	311	83.9	261	256	3	2	-	-	-
<b>FOURTH CIRCUIT</b>	<b>5,356</b>	<b>52.5</b>	<b>2,812</b>	<b>2,505</b>	<b>140</b>	<b>139</b>	<b>23</b>	<b>5</b>	<b>6.1</b>
CRIMINAL	1,120	67.9	761	673	41	38	6	3	5.0
U.S. PRISONER PETITIONS	995	26.0	259	245	5	4	4	1	1.5
OTHER U.S. CIVIL	263	66.9	176	151	9	13	3	-	7.4
PRIV. PRISONER PETITIONS	1,062	30.6	325	265	43	15	1	1	4.6
OTHER PRIVATE CIVIL	1,047	54.1	566	483	27	53	3	-	9.4
BANKRUPTCY	74	52.7	39	35	1	3	-	-	7.7
ADMINISTRATIVE APPEALS	171	60.2	103	84	4	9	6	-	8.7
ORIGINAL PROCEEDINGS <sup>3</sup>	624	93.4	583	569	10	4	-	-	-
<b>FIFTH CIRCUIT</b>	<b>8,561</b>	<b>48.6</b>	<b>4,159</b>	<b>3,157</b>	<b>596</b>	<b>368</b>	<b>36</b>	<b>2</b>	<b>9.9</b>
CRIMINAL	2,256	74.6	1,683	1,308	268	94	12	1	5.6
U.S. PRISONER PETITIONS	718	23.3	167	110	35	16	6	-	9.6
OTHER U.S. CIVIL	314	57.3	180	144	21	14	1	-	7.8
PRIV. PRISONER PETITIONS	2,322	23.0	535	292	196	44	3	-	8.2
OTHER PRIVATE CIVIL	1,655	52.3	865	673	63	123	6	-	14.2
BANKRUPTCY	110	51.8	57	47	3	6	1	-	10.5
ADMINISTRATIVE APPEALS	317	41.0	130	58	3	61	7	1	46.9
ORIGINAL PROCEEDINGS <sup>3</sup>	869	62.4	542	525	7	10	-	-	-
<b>SIXTH CIRCUIT</b>	<b>4,882</b>	<b>54.8</b>	<b>2,673</b>	<b>2,361</b>	<b>49</b>	<b>249</b>	<b>11</b>	<b>3</b>	<b>11.1</b>
CRIMINAL	930	70.6	657	594	14	48	1	-	7.3
U.S. PRISONER PETITIONS	390	34.1	133	100	-	32	-	1	24.1
OTHER U.S. CIVIL	291	64.6	188	165	3	18	2	-	9.6
PRIV. PRISONER PETITIONS	1,129	39.8	449	403	2	39	3	2	8.7
OTHER PRIVATE CIVIL	1,353	50.0	677	573	3	97	4	-	14.3
BANKRUPTCY	68	64.7	44	34	4	6	-	-	13.6
ADMINISTRATIVE APPEALS	113	52.2	59	52	-	6	1	-	10.2
ORIGINAL PROCEEDINGS <sup>3</sup>	608	76.6	466	440	23	3	-	-	-

**Table B-5. (March 31, 2002—Continued)**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>2</sup>
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
<b>SEVENTH CIRCUIT</b>	<b>3,375</b>	<b>44.5</b>	<b>1,503</b>	<b>1,205</b>	<b>80</b>	<b>179</b>	<b>8</b>	<b>31</b>	<b>13.8</b>
CRIMINAL	514	64.8	333	237	64	26	1	5	7.8
U.S. PRISONER PETITIONS	357	35.3	126	94	1	29	-	2	23.0
OTHER U.S. CIVIL	157	56.1	88	73	-	9	2	4	10.2
PRIV. PRISONER PETITIONS	743	26.4	196	165	1	29	-	1	14.8
OTHER PRIVATE CIVIL	1,133	41.3	468	374	-	74	4	16	15.8
BANKRUPTCY	28	50.0	14	9	-	5	-	-	35.7
ADMINISTRATIVE APPEALS	144	38.9	56	46	1	5	1	3	8.9
ORIGINAL PROCEEDINGS <sup>3</sup>	299	74.2	222	207	13	2	-	-	-
<b>EIGHTH CIRCUIT</b>	<b>3,441</b>	<b>63.5</b>	<b>2,186</b>	<b>1,895</b>	<b>86</b>	<b>157</b>	<b>36</b>	<b>12</b>	<b>8.6</b>
CRIMINAL	646	78.0	504	441	18	32	12	1	6.3
U.S. PRISONER PETITIONS	372	33.3	124	108	6	8	1	1	6.5
OTHER U.S. CIVIL	209	77.0	161	135	7	15	3	1	9.3
PRIV. PRISONER PETITIONS	754	42.7	322	260	14	33	14	1	10.2
OTHER PRIVATE CIVIL	913	66.8	610	522	21	61	5	1	10.0
BANKRUPTCY	40	70.0	28	22	4	2	-	-	7.1
ADMINISTRATIVE APPEALS	98	63.3	62	37	12	5	1	7	8.1
ORIGINAL PROCEEDINGS <sup>3</sup>	409	91.7	375	370	4	1	-	-	-
<b>NINTH CIRCUIT</b>	<b>10,164</b>	<b>50.5</b>	<b>5,137</b>	<b>3,903</b>	<b>364</b>	<b>470</b>	<b>266</b>	<b>134</b>	<b>10.6</b>
CRIMINAL	1,849	69.1	1,278	1,008	105	70	89	6	5.5
U.S. PRISONER PETITIONS	913	20.7	189	146	10	14	17	2	7.4
OTHER U.S. CIVIL	751	58.3	438	347	4	70	13	4	16.0
PRIV. PRISONER PETITIONS	1,746	31.1	543	412	12	81	35	3	14.9
OTHER PRIVATE CIVIL	2,623	44.4	1,164	941	32	156	22	13	13.4
BANKRUPTCY	274	51.1	140	109	6	23	2	-	16.4
ADMINISTRATIVE APPEALS	1,166	49.3	575	149	188	44	88	106	7.7
ORIGINAL PROCEEDINGS <sup>3</sup>	842	96.2	810	791	7	12	-	-	-
<b>TENTH CIRCUIT</b>	<b>2,630</b>	<b>53.4</b>	<b>1,405</b>	<b>1,111</b>	<b>132</b>	<b>129</b>	<b>31</b>	<b>2</b>	<b>10.1</b>
CRIMINAL	459	77.3	355	290	31	23	10	1	6.5
U.S. PRISONER PETITIONS	301	40.5	122	78	25	17	2	-	13.9
OTHER U.S. CIVIL	174	66.1	115	94	2	16	3	-	13.9
PRIV. PRISONER PETITIONS	598	37.5	224	153	47	20	4	-	8.9
OTHER PRIVATE CIVIL	686	50.4	346	270	21	44	10	1	12.7
BANKRUPTCY	25	52.0	13	12	-	1	-	-	7.7
ADMINISTRATIVE APPEALS	64	65.6	42	34	4	2	2	-	4.8
ORIGINAL PROCEEDINGS <sup>3</sup>	323	58.2	188	180	2	6	-	-	-

**Table B-5. (March 31, 2002—Continued)**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>2</sup>
		Percent of Total Terminations	Total	Affirmed/ Enforced	Dismissed	Reversed	Remanded	Other	
<b>ELEVENTH CIRCUIT</b>	<b>8,152</b>	<b>46.5</b>	<b>3,788</b>	<b>3,217</b>	<b>242</b>	<b>315</b>	<b>13</b>	<b>1</b>	<b>9.7</b>
CRIMINAL	1,911	71.6	1,368	1,254	43	66	4	1	4.8
U.S. PRISONER PETITIONS	1,171	19.3	226	192	14	17	3	-	7.5
OTHER U.S. CIVIL	397	49.4	196	165	6	24	1	-	12.2
PRIV. PRISONER PETITIONS	1,855	25.5	473	270	140	61	2	-	12.9
OTHER PRIVATE CIVIL	1,900	45.7	868	707	25	134	2	-	15.4
BANKRUPTCY	80	56.3	45	36	1	7	1	-	15.6
ADMINISTRATIVE APPEALS	156	39.7	62	53	5	4	-	-	6.5
ORIGINAL PROCEEDINGS <sup>3</sup>	682	80.6	550	540	8	2	-	-	-

NOTE: THIS TABLE DOES NOT INCLUDE DATA FOR THE U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT.

<sup>1</sup> TOTALS INCLUDE REOPENED, REMANDED, AND REINSTATED APPEALS AS WELL AS ORIGINAL APPEALS.

<sup>2</sup> PERCENT NOT SHOWN WHERE THE TOTAL NUMBER OF CASES TERMINATED ON THE MERITS IS LESS THAN 10. NO PERCENTAGES OF CASES REVERSED OR DENIED HAVE BEEN COMPUTED FOR ORIGINAL PROCEEDINGS BECAUSE OF THEIR DIFFERENCE FROM APPEALS, NOR HAVE THEY BEEN INCLUDED IN THE PERCENTAGE OF TOTAL APPEALS REVERSED.

<sup>3</sup> BEGINNING OCTOBER 1, 1998, DATA ARE REPORTED FOR TYPES OF PROCEEDINGS PREVIOUSLY NOT PRESENTED IN THIS TABLE.