

**Table B-5.
U.S. Courts of Appeals—Appeals Terminated on the Merits, by Circuit,
During the 12-Month Period Ending December 31, 2001**

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	Percent Reversed ²
ALL CIRCUITS	58,015	50.5	29,322	23,427	2,425	2,332	786	352	9.2
CRIMINAL	11,719	70.1	8,210	6,862	616	473	223	36	5.8
U.S. PRISONER PETITIONS	5,815	28.7	1,670	1,220	198	181	49	22	10.8
OTHER U.S. CIVIL	3,776	56.7	2,140	1,686	123	231	67	33	10.8
PRIV. PRISONER PETITIONS	12,119	30.3	3,676	2,487	696	349	108	36	9.5
OTHER PRIVATE CIVIL	14,866	49.3	7,325	5,802	378	878	215	52	12.0
BANKRUPTCY	926	50.2	465	369	25	63	7	1	13.5
ADMINISTRATIVE APPEALS	3,242	41.7	1,352	677	278	108	117	172	8.0
ORIGINAL PROCEEDINGS ³	5,552	80.8	4,484	4,324	111	49	-	-	-
DISTRICT OF COLUMBIA	1,402	42.6	597	472	28	32	17	48	6.0
CRIMINAL	77	62.3	48	35	-	1	5	7	2.1
U.S. PRISONER PETITIONS	148	43.9	65	56	3	2	1	3	3.1
OTHER U.S. CIVIL	298	56.0	167	136	3	9	5	14	5.4
PRIV. PRISONER PETITIONS	51	45.1	23	21	-	-	1	1	-
OTHER PRIVATE CIVIL	162	51.2	83	72	2	3	-	6	3.6
BANKRUPTCY	2	-	-	-	-	-	-	-	-
ADMINISTRATIVE APPEALS	561	25.5	143	88	16	17	5	17	11.9
ORIGINAL PROCEEDINGS ³	103	66.0	68	64	4	-	-	-	-
FIRST CIRCUIT	1,674	55.4	928	663	147	77	38	3	8.7
CRIMINAL	555	49.2	273	235	13	16	9	-	5.9
U.S. PRISONER PETITIONS	172	54.1	93	36	45	7	4	1	7.5
OTHER U.S. CIVIL	131	58.0	76	55	9	10	2	-	13.2
PRIV. PRISONER PETITIONS	131	55.7	73	35	29	6	3	-	8.2
OTHER PRIVATE CIVIL	499	55.3	276	202	28	31	13	2	11.2
BANKRUPTCY	27	63.0	17	11	2	2	2	-	11.8
ADMINISTRATIVE APPEALS	72	59.7	43	17	19	2	5	-	4.7
ORIGINAL PROCEEDINGS ³	87	88.5	77	72	2	3	-	-	-
SECOND CIRCUIT	4,218	48.7	2,054	1,244	469	33	241	67	1.6
CRIMINAL	705	61.1	431	345	30	4	47	5	0.9
U.S. PRISONER PETITIONS	267	34.1	91	34	41	1	8	7	1.1
OTHER U.S. CIVIL	311	50.5	157	91	45	3	9	9	1.9
PRIV. PRISONER PETITIONS	821	39.7	326	88	170	6	39	23	1.8
OTHER PRIVATE CIVIL	1,531	45.6	698	413	125	13	134	13	1.9
BANKRUPTCY	75	33.3	25	16	5	1	2	1	4.0
ADMINISTRATIVE APPEALS	187	34.2	64	34	18	1	2	9	1.6
ORIGINAL PROCEEDINGS ³	321	81.6	262	223	35	4	-	-	-

Table B-5. (December 31, 2001—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							Percent Reversed ²
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
THIRD CIRCUIT	3,639	47.9	1,743	1,372	136	176	56	3	11.7
CRIMINAL	540	72.4	391	330	12	30	17	2	7.7
U.S. PRISONER PETITIONS	305	33.4	102	69	17	11	4	1	10.8
OTHER U.S. CIVIL	434	34.6	150	108	8	17	17	-	11.3
PRIV. PRISONER PETITIONS	694	24.8	172	81	60	20	11	-	11.6
OTHER PRIVATE CIVIL	1,116	50.9	568	448	37	79	4	-	13.9
BANKRUPTCY	79	41.8	33	27	-	6	-	-	18.2
ADMINISTRATIVE APPEALS	161	39.8	64	50	1	10	3	-	15.6
ORIGINAL PROCEEDINGS ³	310	84.8	263	259	1	3	-	-	-
FOURTH CIRCUIT	5,226	53.8	2,811	2,499	133	151	22	6	6.7
CRIMINAL	1,026	69.9	717	624	46	37	7	3	5.2
U.S. PRISONER PETITIONS	857	28.7	246	230	5	8	1	2	3.3
OTHER U.S. CIVIL	256	66.8	171	141	8	19	3	-	11.1
PRIV. PRISONER PETITIONS	1,087	30.2	328	273	40	13	1	1	4.0
OTHER PRIVATE CIVIL	1,085	54.1	587	506	22	55	4	-	9.4
BANKRUPTCY	80	50.0	40	34	1	5	-	-	12.5
ADMINISTRATIVE APPEALS	184	58.7	108	87	4	11	6	-	10.2
ORIGINAL PROCEEDINGS ³	651	94.3	614	604	7	3	-	-	-
FIFTH CIRCUIT	8,800	48.1	4,232	3,272	593	324	42	1	8.7
CRIMINAL	2,352	74.0	1,740	1,369	260	101	10	-	5.8
U.S. PRISONER PETITIONS	773	21.7	168	105	35	21	7	-	12.5
OTHER U.S. CIVIL	331	61.0	202	162	24	14	2	-	6.9
PRIV. PRISONER PETITIONS	2,362	23.5	555	304	203	42	6	-	7.6
OTHER PRIVATE CIVIL	1,696	51.6	875	683	59	124	9	-	14.2
BANKRUPTCY	120	52.5	63	47	5	10	1	-	15.9
ADMINISTRATIVE APPEALS	297	23.6	70	52	2	8	7	1	11.4
ORIGINAL PROCEEDINGS ³	869	64.3	559	550	5	4	-	-	-
SIXTH CIRCUIT	4,953	54.5	2,701	2,397	43	246	12	3	10.7
CRIMINAL	955	70.2	670	605	11	53	1	-	7.9
U.S. PRISONER PETITIONS	385	40.8	157	121	-	33	2	1	21.0
OTHER U.S. CIVIL	309	65.4	202	182	2	16	2	-	7.9
PRIV. PRISONER PETITIONS	1,125	40.0	450	403	2	41	2	2	9.1
OTHER PRIVATE CIVIL	1,380	48.9	675	581	2	88	4	-	13.0
BANKRUPTCY	67	41.8	28	22	2	4	-	-	14.3
ADMINISTRATIVE APPEALS	130	53.8	70	61	1	7	1	-	10.0
ORIGINAL PROCEEDINGS ³	602	74.6	449	422	23	4	-	-	-

Table B-5. (December 31, 2001—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							Percent Reversed ²
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
SEVENTH CIRCUIT	3,523	45.1	1,590	1,269	74	191	18	38	13.8
CRIMINAL	561	65.1	365	268	59	27	3	8	7.4
U.S. PRISONER PETITIONS	390	36.4	142	108	1	30	1	2	21.1
OTHER U.S. CIVIL	158	54.4	86	67	-	10	5	4	11.6
PRIV. PRISONER PETITIONS	799	28.3	226	184	1	35	1	5	15.5
OTHER PRIVATE CIVIL	1,145	42.4	485	384	-	80	6	15	16.5
BANKRUPTCY	31	48.4	15	12	-	3	-	-	20.0
ADMINISTRATIVE APPEALS	141	40.4	57	46	-	5	2	4	8.8
ORIGINAL PROCEEDINGS ³	298	71.8	214	200	13	1	-	-	-
EIGHTH CIRCUIT	3,502	63.4	2,219	1,943	78	154	33	11	8.4
CRIMINAL	677	75.2	509	448	18	31	11	1	6.1
U.S. PRISONER PETITIONS	345	34.5	119	100	8	9	1	1	7.6
OTHER U.S. CIVIL	217	77.4	168	143	4	17	3	1	10.1
PRIV. PRISONER PETITIONS	781	41.5	324	270	12	30	12	-	9.3
OTHER PRIVATE CIVIL	914	67.6	618	532	20	60	5	1	9.7
BANKRUPTCY	42	73.8	31	26	4	1	-	-	3.2
ADMINISTRATIVE APPEALS	95	56.8	54	32	9	5	1	7	9.3
ORIGINAL PROCEEDINGS ³	431	91.9	396	392	3	1	-	-	-
NINTH CIRCUIT	10,227	49.0	5,013	3,761	378	447	262	165	10.3
CRIMINAL	1,812	69.6	1,261	990	99	66	98	8	5.2
U.S. PRISONER PETITIONS	908	17.7	161	123	8	12	15	3	7.5
OTHER U.S. CIVIL	733	56.5	414	315	6	74	14	5	17.9
PRIV. PRISONER PETITIONS	1,866	27.1	505	392	14	67	28	4	13.3
OTHER PRIVATE CIVIL	2,558	43.7	1,119	891	37	154	24	13	13.8
BANKRUPTCY	290	50.0	145	117	5	22	1	-	15.2
ADMINISTRATIVE APPEALS	1,205	48.5	584	132	202	36	82	132	6.2
ORIGINAL PROCEEDINGS ³	855	96.4	824	801	7	16	-	-	-
TENTH CIRCUIT	2,690	53.3	1,435	1,137	118	147	28	5	11.1
CRIMINAL	462	78.1	361	303	24	24	9	1	6.6
U.S. PRISONER PETITIONS	280	43.2	121	68	24	26	2	1	21.5
OTHER U.S. CIVIL	180	66.7	120	90	6	20	4	-	16.7
PRIV. PRISONER PETITIONS	619	33.1	205	148	35	20	2	-	9.8
OTHER PRIVATE CIVIL	727	52.8	384	308	21	46	8	1	12.0
BANKRUPTCY	21	66.7	14	13	-	1	-	-	7.1
ADMINISTRATIVE APPEALS	70	65.7	46	35	4	2	3	2	4.3
ORIGINAL PROCEEDINGS ³	331	55.6	184	172	4	8	-	-	-

Table B-5. (December 31, 2001—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							Percent Reversed ²
		Percent of Total Terminations	Total	Affirmed/ Enforced	Dismissed	Reversed	Remanded	Other	
ELEVENTH CIRCUIT	8,161	49.0	3,999	3,398	228	354	17	2	10.3
CRIMINAL	1,997	72.3	1,444	1,310	44	83	6	1	5.7
U.S. PRISONER PETITIONS	985	20.8	205	170	11	21	3	-	10.2
OTHER U.S. CIVIL	418	54.3	227	196	8	22	1	-	9.7
PRIV. PRISONER PETITIONS	1,783	27.4	489	288	130	69	2	-	14.1
OTHER PRIVATE CIVIL	2,053	46.6	957	782	25	145	4	1	15.2
BANKRUPTCY	92	58.7	54	44	1	8	1	-	14.8
ADMINISTRATIVE APPEALS	139	35.3	49	43	2	4	-	-	8.2
ORIGINAL PROCEEDINGS ³	694	82.7	574	565	7	2	-	-	-

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

¹ TOTALS INCLUDE REOPENED, REMANDED, AND REINSTATED APPEALS AS WELL AS ORIGINAL APPEALS.

² 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.

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