

Table B-5.
U.S. Courts of Appeals—Appeals Terminated on the Merits, by Circuit,
During the 12-Month Period Ending June 30, 2005

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	
ALL CIRCUITS	59,577	47.8	28,473	21,339	2,485	2,513	1,385	750	10.0
CRIMINAL	11,264	64.6	7,274	5,291	589	780	557	57	10.7
U. S. PRISONER PETITIONS	5,299	27.5	1,458	1,110	145	147	39	16	10.1
OTHER U. S. CIVIL	3,001	58.0	1,740	1,416	61	196	57	10	11.3
PRIV. PRISONER PETITIONS	11,303	27.0	3,051	2,152	447	264	167	21	8.7
OTHER PRIVATE CIVIL	12,969	48.6	6,299	5,006	291	737	221	44	11.7
BANKRUPTCY	806	48.1	388	286	24	64	7	7	16.5
ADMINISTRATIVE APPEALS	10,219	44.2	4,520	2,454	840	294	337	595	6.5
ORIGINAL PROCEEDINGS	4,716	79.4	3,743	3,624	88	31	-	-	-
DISTRICT OF COLUMBIA	1,191	44.2	527	405	25	72	15	10	15.4
CRIMINAL	126	45.2	57	40	-	12	4	1	21.1
U. S. PRISONER PETITIONS	110	45.5	50	44	2	1	2	1	2.0
OTHER U. S. CIVIL	268	50.7	136	108	5	19	4	-	14.0
PRIV. PRISONER PETITIONS	17	41.2	7	6	-	-	-	1	-
OTHER PRIVATE CIVIL	169	50.9	86	70	6	8	2	-	9.3
BANKRUPTCY	6	16.7	1	1	-	-	-	-	-
ADMINISTRATIVE APPEALS	398	31.2	124	75	8	31	3	7	25.0
ORIGINAL PROCEEDINGS	97	68.0	66	61	4	1	-	-	-
FIRST CIRCUIT	1,724	51.0	879	720	32	103	24	-	12.8
CRIMINAL	548	52.0	285	222	4	41	18	-	14.4
U. S. PRISONER PETITIONS	127	26.0	33	21	5	7	-	-	21.2
OTHER U. S. CIVIL	101	60.4	61	54	2	5	-	-	8.2
PRIV. PRISONER PETITIONS	112	32.1	36	30	6	-	-	-	-
OTHER PRIVATE CIVIL	543	49.9	271	219	9	41	2	-	15.1
BANKRUPTCY	25	52.0	13	11	-	2	-	-	15.4
ADMINISTRATIVE APPEALS	189	55.6	105	91	3	7	4	-	6.7
ORIGINAL PROCEEDINGS	79	94.9	75	72	3	-	-	-	-
SECOND CIRCUIT	6,280	30.5	1,916	1,264	258	27	274	93	1.5
CRIMINAL	853	47.4	404	263	27	4	86	24	1.0
U. S. PRISONER PETITIONS	342	22.2	76	49	12	1	10	4	1.3
OTHER U. S. CIVIL	259	37.1	96	56	22	3	14	1	3.1
PRIV. PRISONER PETITIONS	1,264	18.8	238	118	47	8	61	4	3.4
OTHER PRIVATE CIVIL	1,506	37.8	569	389	75	9	88	8	1.6
BANKRUPTCY	77	36.4	28	17	8	-	3	-	-
ADMINISTRATIVE APPEALS	1,630	13.7	224	119	41	-	12	52	-
ORIGINAL PROCEEDINGS	349	80.5	281	253	26	2	-	-	-

Table B-5. (June 30, 2005—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	3,977	54.1	2,153	1,634	161	300	56	2	15.1
CRIMINAL	587	73.4	431	318	13	81	18	1	18.8
U. S. PRISONER PETITIONS	454	43.0	195	144	25	20	5	1	10.3
OTHER U. S. CIVIL	223	66.4	148	114	8	21	5	-	14.2
PRIV. PRISONER PETITIONS	783	26.2	205	109	65	26	5	-	12.7
OTHER PRIVATE CIVIL	1,095	56.2	615	480	35	95	5	-	15.4
BANKRUPTCY	80	60.0	48	28	-	20	-	-	41.7
ADMINISTRATIVE APPEALS	538	59.9	322	262	8	34	18	-	10.6
ORIGINAL PROCEEDINGS	217	87.1	189	179	7	3	-	-	-
FOURTH CIRCUIT	4,779	52.1	2,490	2,171	129	156	32	1	7.6
CRIMINAL	732	63.9	468	391	31	34	12	-	7.3
U. S. PRISONER PETITIONS	880	29.9	263	219	22	19	2	-	7.2
OTHER U. S. CIVIL	193	68.9	133	122	3	7	1	-	5.3
PRIV. PRISONER PETITIONS	1,093	30.3	331	279	31	18	3	-	5.4
OTHER PRIVATE CIVIL	872	59.1	515	430	18	58	9	-	11.3
BANKRUPTCY	57	52.6	30	19	4	6	-	1	20.0
ADMINISTRATIVE APPEALS	443	63.0	279	253	9	12	5	-	4.3
ORIGINAL PROCEEDINGS	509	92.5	471	458	11	2	-	-	-
FIFTH CIRCUIT	7,761	47.0	3,650	2,859	351	381	58	1	11.9
CRIMINAL	2,261	70.1	1,586	1,246	135	184	20	1	11.6
U. S. PRISONER PETITIONS	553	23.1	128	82	28	15	3	-	11.7
OTHER U. S. CIVIL	266	51.9	138	112	1	22	3	-	15.9
PRIV. PRISONER PETITIONS	1,889	18.3	345	175	128	34	8	-	9.9
OTHER PRIVATE CIVIL	1,441	49.8	717	554	49	103	11	-	14.4
BANKRUPTCY	103	50.5	52	43	-	9	-	-	17.3
ADMINISTRATIVE APPEALS	508	38.0	193	166	6	8	13	-	4.1
ORIGINAL PROCEEDINGS	740	66.4	491	481	4	6	-	-	-
SIXTH CIRCUIT	5,043	55.6	2,803	2,298	39	181	264	21	7.0
CRIMINAL	1,020	65.3	666	446	12	52	154	2	7.8
U. S. PRISONER PETITIONS	345	26.4	91	80	1	5	4	1	5.5
OTHER U. S. CIVIL	303	67.7	205	182	1	13	6	3	6.3
PRIV. PRISONER PETITIONS	946	38.9	368	316	1	22	28	1	6.0
OTHER PRIVATE CIVIL	1,498	53.7	805	663	7	72	55	8	8.9
BANKRUPTCY	81	54.3	44	35	1	5	1	2	11.4
ADMINISTRATIVE APPEALS	484	72.1	349	317	3	9	16	4	2.6
ORIGINAL PROCEEDINGS	366	75.1	275	259	13	3	-	-	-

Table B-5. (June 30, 2005—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	3,522	39.4	1,388	1,017	32	274	15	50	21.9
CRIMINAL	456	52.6	240	137	27	64	6	6	26.7
U. S. PRISONER PETITIONS	512	25.8	132	93	-	35	-	4	26.5
OTHER U. S. CIVIL	138	65.2	90	71	-	16	1	2	17.8
PRIV. PRISONER PETITIONS	727	22.6	164	123	-	34	3	4	20.7
OTHER PRIVATE CIVIL	1,015	45.7	464	361	-	83	2	18	17.9
BANKRUPTCY	53	43.4	23	14	-	5	1	3	21.7
ADMINISTRATIVE APPEALS	307	41.4	127	78	-	34	2	13	26.8
ORIGINAL PROCEEDINGS	314	47.1	148	140	5	3	-	-	-
EIGHTH CIRCUIT	3,022	63.5	1,919	1,560	136	153	65	5	9.3
CRIMINAL	857	72.8	624	478	44	60	41	1	9.6
U. S. PRISONER PETITIONS	251	30.7	77	63	7	3	2	2	3.9
OTHER U. S. CIVIL	186	75.3	140	118	4	13	4	1	9.3
PRIV. PRISONER PETITIONS	512	39.5	202	161	20	14	6	1	6.9
OTHER PRIVATE CIVIL	659	63.0	415	340	20	50	5	-	12.0
BANKRUPTCY	23	73.9	17	12	2	3	-	-	17.6
ADMINISTRATIVE APPEALS	212	71.2	151	102	33	9	7	-	6.0
ORIGINAL PROCEEDINGS	322	91.0	293	286	6	1	-	-	-
NINTH CIRCUIT	12,504	48.6	6,073	3,743	870	445	465	550	8.2
CRIMINAL	1,548	59.6	922	620	75	84	133	10	9.1
U. S. PRISONER PETITIONS	544	30.1	164	138	6	11	7	2	6.7
OTHER U. S. CIVIL	570	51.2	292	240	5	37	7	3	12.7
PRIV. PRISONER PETITIONS	2,093	32.9	689	551	24	61	44	9	8.9
OTHER PRIVATE CIVIL	1,943	42.7	830	662	37	103	22	6	12.4
BANKRUPTCY	173	44.5	77	61	5	9	1	1	11.7
ADMINISTRATIVE APPEALS	4,818	48.3	2,326	709	716	131	251	519	5.6
ORIGINAL PROCEEDINGS	815	94.8	773	762	2	9	-	-	-
TENTH CIRCUIT	2,538	53.7	1,362	1,019	132	105	103	3	8.6
CRIMINAL	543	71.6	389	253	44	30	61	1	7.7
U. S. PRISONER PETITIONS	242	42.6	103	75	19	4	4	1	3.9
OTHER U. S. CIVIL	186	66.1	123	88	7	17	11	-	13.8
PRIV. PRISONER PETITIONS	530	35.8	190	138	26	17	8	1	8.9
OTHER PRIVATE CIVIL	637	49.9	318	254	15	33	16	-	10.4
BANKRUPTCY	46	37.0	17	12	3	1	1	-	5.9
ADMINISTRATIVE APPEALS	122	56.6	69	54	11	2	2	-	2.9
ORIGINAL PROCEEDINGS	232	65.9	153	145	7	1	-	-	-

Table B-5. (June 30, 2005—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	7,236	45.8	3,313	2,649	320	316	14	14	11.3
CRIMINAL	1,733	69.4	1,202	877	177	134	4	10	11.1
U. S. PRISONER PETITIONS	939	15.5	146	102	18	26	-	-	17.8
OTHER U. S. CIVIL	308	57.8	178	151	3	23	1	-	12.9
PRIV. PRISONER PETITIONS	1,337	20.6	276	146	99	30	1	-	10.9
OTHER PRIVATE CIVIL	1,591	43.6	694	584	20	82	4	4	11.8
BANKRUPTCY	82	46.3	38	33	1	4	-	-	10.5
ADMINISTRATIVE APPEALS	570	44.0	251	228	2	17	4	-	6.8
ORIGINAL PROCEEDINGS	676	78.1	528	528	-	-	-	-	-

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 HAVE BEEN COMPUTED FOR ORIGINAL PROCEEDINGS BECAUSE OF THEIR DIFFERENCE FROM APPEALS, NOR HAVE THEY BEEN INCLUDED IN THE PERCENTAGE OF TOTAL APPEALS REVERSED.