

**Table B-5.**  
**U.S. Courts of Appeals—Appeals Terminated on the Merits, by Circuit,**  
**During the 12-Month Period Ending June 30, 2006**

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>ALL CIRCUITS</b>	<b>67,772</b>	<b>50.8</b>	<b>34,456</b>	<b>25,978</b>	<b>2,819</b>	<b>2,547</b>	<b>1,816</b>	<b>1,296</b>	<b>8.5</b>
CRIMINAL	15,614	70.9	11,063	8,332	944	872	842	73	7.9
U.S. PRISONER PETITIONS	6,041	25.3	1,530	1,215	152	108	36	19	7.1
OTHER U.S. CIVIL	2,986	59.0	1,761	1,417	86	192	57	9	10.9
PRIV. PRISONER PETITIONS	10,020	27.5	2,752	2,027	353	261	92	19	9.5
OTHER PRIVATE CIVIL	12,403	49.5	6,135	4,857	317	726	184	51	11.8
BANKRUPTCY	840	50.4	423	317	36	60	7	3	14.2
ADMINISTRATIVE APPEALS	14,065	42.0	5,908	3,103	796	289	598	1,122	4.9
ORIGINAL PROCEEDINGS	5,803	84.2	4,884	4,710	135	39	-	-	-
<b>DISTRICT OF COLUMBIA</b>	<b>1,165</b>	<b>47.7</b>	<b>556</b>	<b>424</b>	<b>36</b>	<b>67</b>	<b>27</b>	<b>2</b>	<b>13.9</b>
CRIMINAL	125	41.6	52	34	1	7	9	1	13.5
U.S. PRISONER PETITIONS	118	51.7	61	54	-	4	2	1	6.6
OTHER U.S. CIVIL	257	62.6	161	126	5	20	10	-	12.4
PRIV. PRISONER PETITIONS	18	38.9	7	5	-	2	-	-	-
OTHER PRIVATE CIVIL	149	54.4	81	63	2	14	2	-	17.3
BANKRUPTCY	2	-	-	-	-	-	-	-	-
ADMINISTRATIVE APPEALS	380	27.9	106	66	18	18	4	-	17.0
ORIGINAL PROCEEDINGS	116	75.9	88	76	10	2	-	-	-
<b>FIRST CIRCUIT</b>	<b>2,112</b>	<b>55.3</b>	<b>1,167</b>	<b>1,029</b>	<b>31</b>	<b>93</b>	<b>12</b>	<b>2</b>	<b>8.6</b>
CRIMINAL	749	60.5	453	401	6	40	6	-	8.8
U.S. PRISONER PETITIONS	173	19.1	33	27	4	-	1	1	-
OTHER U.S. CIVIL	100	70.0	70	61	2	7	-	-	10.0
PRIV. PRISONER PETITIONS	145	29.7	43	33	6	4	-	-	9.3
OTHER PRIVATE CIVIL	535	55.3	296	255	9	29	3	-	9.8
BANKRUPTCY	30	63.3	19	15	-	4	-	-	21.1
ADMINISTRATIVE APPEALS	266	55.6	148	137	1	7	2	1	4.7
ORIGINAL PROCEEDINGS	114	92.1	105	100	3	2	-	-	-
<b>SECOND CIRCUIT</b>	<b>8,837</b>	<b>40.9</b>	<b>3,613</b>	<b>1,982</b>	<b>375</b>	<b>24</b>	<b>490</b>	<b>742</b>	<b>0.6</b>
CRIMINAL	915	49.5	453	324	24	1	79	25	0.2
U.S. PRISONER PETITIONS	295	14.6	43	20	11	-	8	4	-
OTHER U.S. CIVIL	287	47.4	136	90	30	2	11	3	1.5
PRIV. PRISONER PETITIONS	766	25.1	192	104	40	1	45	2	0.5
OTHER PRIVATE CIVIL	1,530	47.8	731	475	116	15	113	12	2.1
BANKRUPTCY	110	36.4	40	27	9	-	3	1	-
ADMINISTRATIVE APPEALS	4,618	38.2	1,766	716	123	1	231	695	0.1
ORIGINAL PROCEEDINGS	316	79.7	252	226	22	4	-	-	-

**Table B-5. (June 30, 2006—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>4,378</b>	<b>55.5</b>	<b>2,431</b>	<b>1,869</b>	<b>135</b>	<b>369</b>	<b>57</b>	<b>1</b>	<b>16.9</b>
CRIMINAL	770	70.8	545	396	12	130	6	1	23.9
U.S. PRISONER PETITIONS	474	42.6	202	166	19	17	-	-	8.4
OTHER U.S. CIVIL	220	71.8	158	131	7	18	2	-	11.4
PRIV. PRISONER PETITIONS	734	26.2	192	127	34	31	-	-	16.1
OTHER PRIVATE CIVIL	1,005	53.3	536	411	23	100	2	-	18.7
BANKRUPTCY	94	60.6	57	39	5	13	-	-	22.8
ADMINISTRATIVE APPEALS	766	62.7	480	352	23	58	47	-	12.1
ORIGINAL PROCEEDINGS	315	82.9	261	247	12	2	-	-	-
<b>FOURTH CIRCUIT</b>	<b>5,644</b>	<b>58.2</b>	<b>3,284</b>	<b>2,864</b>	<b>211</b>	<b>160</b>	<b>45</b>	<b>4</b>	<b>6.0</b>
CRIMINAL	1,505	77.9	1,172	949	134	69	20	-	5.9
U.S. PRISONER PETITIONS	1,070	25.6	274	235	18	19	2	-	6.9
OTHER U.S. CIVIL	192	63.0	121	109	6	5	1	-	4.1
PRIV. PRISONER PETITIONS	922	29.0	267	240	17	8	2	-	3.0
OTHER PRIVATE CIVIL	745	59.2	441	381	14	40	6	-	9.1
BANKRUPTCY	69	52.2	36	25	6	5	-	-	13.9
ADMINISTRATIVE APPEALS	404	66.6	269	233	8	10	14	4	3.7
ORIGINAL PROCEEDINGS	737	95.5	704	692	8	4	-	-	-
<b>FIFTH CIRCUIT</b>	<b>8,162</b>	<b>53.4</b>	<b>4,362</b>	<b>3,497</b>	<b>433</b>	<b>358</b>	<b>72</b>	<b>2</b>	<b>9.1</b>
CRIMINAL	3,085	76.2	2,351	1,900	236	194	20	1	8.3
U.S. PRISONER PETITIONS	682	20.5	140	102	26	11	1	-	7.9
OTHER U.S. CIVIL	276	59.8	165	142	10	12	1	-	7.3
PRIV. PRISONER PETITIONS	1,549	18.2	282	128	112	36	5	1	12.8
OTHER PRIVATE CIVIL	1,121	50.0	560	446	33	75	6	-	13.4
BANKRUPTCY	97	50.5	49	36	2	10	1	-	20.4
ADMINISTRATIVE APPEALS	684	44.6	305	249	4	14	38	-	4.6
ORIGINAL PROCEEDINGS	668	76.3	510	494	10	6	-	-	-
<b>SIXTH CIRCUIT</b>	<b>5,120</b>	<b>55.2</b>	<b>2,828</b>	<b>2,331</b>	<b>89</b>	<b>185</b>	<b>216</b>	<b>7</b>	<b>7.5</b>
CRIMINAL	1,190	67.8	807	567	31	23	184	2	2.9
U.S. PRISONER PETITIONS	425	29.6	126	117	1	6	2	-	4.8
OTHER U.S. CIVIL	221	62.0	137	115	2	18	2	-	13.1
PRIV. PRISONER PETITIONS	918	39.1	359	322	5	28	4	-	7.8
OTHER PRIVATE CIVIL	1,317	51.7	681	575	12	86	4	4	12.6
BANKRUPTCY	53	64.2	34	29	1	3	1	-	8.8
ADMINISTRATIVE APPEALS	463	63.1	292	249	5	18	19	1	6.2
ORIGINAL PROCEEDINGS	533	73.5	392	357	32	3	-	-	-

**Table B-5. (June 30, 2006—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>4,014</b>	<b>44.2</b>	<b>1,776</b>	<b>1,316</b>	<b>92</b>	<b>275</b>	<b>41</b>	<b>52</b>	<b>18.5</b>
CRIMINAL	843	64.3	542	348	85	77	15	17	14.2
U.S. PRISONER PETITIONS	598	16.7	100	81	-	14	2	3	14.0
OTHER U.S. CIVIL	147	54.4	80	62	-	15	1	2	18.8
PRIV. PRISONER PETITIONS	725	21.9	159	121	1	34	1	2	21.4
OTHER PRIVATE CIVIL	933	41.6	388	292	1	78	2	15	20.1
BANKRUPTCY	50	48.0	24	20	1	3	-	-	12.5
ADMINISTRATIVE APPEALS	334	56.3	188	102	-	53	20	13	28.2
ORIGINAL PROCEEDINGS	384	76.8	295	290	4	1	-	-	-
<b>EIGHTH CIRCUIT</b>	<b>3,803</b>	<b>64.8</b>	<b>2,465</b>	<b>2,089</b>	<b>161</b>	<b>174</b>	<b>40</b>	<b>1</b>	<b>8.4</b>
CRIMINAL	1,238	75.9	940	754	85	71	30	-	7.6
U.S. PRISONER PETITIONS	445	34.8	155	135	13	4	3	-	2.6
OTHER U.S. CIVIL	197	66.5	131	109	6	14	2	-	10.7
PRIV. PRISONER PETITIONS	513	37.8	194	167	13	12	1	1	6.2
OTHER PRIVATE CIVIL	799	64.3	514	424	26	62	2	-	12.1
BANKRUPTCY	31	80.6	25	22	2	1	-	-	4.0
ADMINISTRATIVE APPEALS	174	63.8	111	89	11	9	2	-	8.1
ORIGINAL PROCEEDINGS	406	97.3	395	389	5	1	-	-	-
<b>NINTH CIRCUIT</b>	<b>13,582</b>	<b>45.7</b>	<b>6,209</b>	<b>3,888</b>	<b>799</b>	<b>352</b>	<b>710</b>	<b>460</b>	<b>6.3</b>
CRIMINAL	2,394	67.5	1,615	977	147	63	416	12	3.9
U.S. PRISONER PETITIONS	519	28.3	147	112	14	7	7	7	4.8
OTHER U.S. CIVIL	592	51.5	305	247	8	35	12	3	11.5
PRIV. PRISONER PETITIONS	1,977	31.5	622	515	15	54	28	10	8.7
OTHER PRIVATE CIVIL	1,982	44.0	872	689	26	110	29	18	12.6
BANKRUPTCY	190	47.4	90	70	6	11	1	2	12.2
ADMINISTRATIVE APPEALS	5,113	34.9	1,785	517	581	62	217	408	3.5
ORIGINAL PROCEEDINGS	815	94.8	773	761	2	10	-	-	-
<b>TENTH CIRCUIT</b>	<b>3,002</b>	<b>57.9</b>	<b>1,739</b>	<b>1,311</b>	<b>178</b>	<b>150</b>	<b>96</b>	<b>4</b>	<b>9.6</b>
CRIMINAL	820	73.3	601	451	57	38	54	1	6.3
U.S. PRISONER PETITIONS	312	42.0	131	83	31	8	7	2	6.1
OTHER U.S. CIVIL	176	73.3	129	86	2	26	15	-	20.2
PRIV. PRISONER PETITIONS	518	40.2	208	145	28	28	6	1	13.5
OTHER PRIVATE CIVIL	657	53.7	353	287	14	42	10	-	11.9
BANKRUPTCY	31	51.6	16	10	3	3	-	-	18.8
ADMINISTRATIVE APPEALS	144	65.3	94	71	17	2	4	-	2.1
ORIGINAL PROCEEDINGS	344	60.2	207	178	26	3	-	-	-

**Table B-5. (June 30, 2006—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>7,953</b>	<b>50.6</b>	<b>4,026</b>	<b>3,378</b>	<b>279</b>	<b>340</b>	<b>10</b>	<b>19</b>	<b>10.9</b>
CRIMINAL	1,980	77.4	1,532	1,231	126	159	3	13	10.4
U.S. PRISONER PETITIONS	930	12.7	118	83	15	18	1	1	15.3
OTHER U.S. CIVIL	321	52.3	168	139	8	20	-	1	11.9
PRIV. PRISONER PETITIONS	1,235	18.4	227	120	82	23	-	2	10.1
OTHER PRIVATE CIVIL	1,630	41.8	682	559	41	75	5	2	11.0
BANKRUPTCY	83	39.8	33	24	1	7	1	-	21.2
ADMINISTRATIVE APPEALS	719	50.6	364	322	5	37	-	-	10.2
ORIGINAL PROCEEDINGS	1,055	85.5	902	900	1	1	-	-	-

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