

Table B-5.
U.S. Courts of Appeals—Appeals Terminated on the Merits, by Circuit,
During the 12-Month Period Ending June 30, 2007

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							Percent Reversed ³
		Percent of Total Terminations	Total	Affirmed/Enforced ²	Dismissed	Reversed	Remanded	Other	
ALL CIRCUITS	63,916	50.4	32,242	24,429	3,229	2,432	1,120	1,032	8.3
CRIMINAL	14,620	72.7	10,631	8,672	1,042	556	332	29	5.2
U.S. PRISONER PETITIONS	5,336	25.6	1,367	1,076	133	108	29	21	7.9
OTHER U.S. CIVIL	2,758	57.9	1,598	1,287	76	185	42	8	11.6
PRIV. PRISONER PETITIONS	11,047	24.9	2,753	1,951	422	280	82	18	10.2
OTHER PRIVATE CIVIL	12,000	49.5	5,939	4,683	350	782	89	35	13.2
BANKRUPTCY	846	52.7	446	355	28	54	4	5	12.1
ADMINISTRATIVE APPEALS	13,380	47.1	6,302	3,340	1,065	439	542	916	7.0
ORIGINAL PROCEEDINGS	3,929	81.6	3,206	3,065	113	28	-	-	-
DISTRICT OF COLUMBIA	1,308	43.8	573	452	27	73	17	4	13.7
CRIMINAL	171	48.5	83	64	2	15	2	-	18.1
U.S. PRISONER PETITIONS	155	32.3	50	35	5	4	4	2	8.0
OTHER U.S. CIVIL	262	63.7	167	131	3	23	9	1	13.8
PRIV. PRISONER PETITIONS	21	42.9	9	8	-	1	-	-	-
OTHER PRIVATE CIVIL	204	52.9	108	95	3	9	1	-	8.3
BANKRUPTCY	3	66.7	2	2	-	-	-	-	-
ADMINISTRATIVE APPEALS	421	25.2	106	72	12	20	1	1	18.9
ORIGINAL PROCEEDINGS	71	67.6	48	45	2	1	-	-	-
FIRST CIRCUIT	1,765	56.5	997	869	42	70	16	-	7.4
CRIMINAL	668	60.3	403	356	15	24	8	-	6.0
U.S. PRISONER PETITIONS	124	27.4	34	31	1	2	-	-	5.9
OTHER U.S. CIVIL	79	65.8	52	43	2	6	1	-	11.5
PRIV. PRISONER PETITIONS	119	33.6	40	37	1	2	-	-	5.0
OTHER PRIVATE CIVIL	466	53.6	250	206	13	28	3	-	11.2
BANKRUPTCY	30	66.7	20	15	1	3	1	-	15.0
ADMINISTRATIVE APPEALS	221	65.6	145	130	7	5	3	-	3.4
ORIGINAL PROCEEDINGS	58	91.4	53	51	2	-	-	-	-
SECOND CIRCUIT	7,570	38.8	2,940	1,836	478	283	90	253	10.3
CRIMINAL	843	48.6	410	355	25	22	8	-	5.4
U.S. PRISONER PETITIONS	281	15.7	44	18	19	3	2	2	6.8
OTHER U.S. CIVIL	229	34.9	80	48	20	12	-	-	15.0
PRIV. PRISONER PETITIONS	719	16.8	121	54	48	12	7	-	9.9
OTHER PRIVATE CIVIL	1,378	40.6	559	338	127	68	17	9	12.2
BANKRUPTCY	93	37.6	35	22	6	6	1	-	17.1
ADMINISTRATIVE APPEALS	3,738	39.7	1,483	808	219	159	55	242	10.7
ORIGINAL PROCEEDINGS	289	72.0	208	193	14	1	-	-	-

Table B-5. (June 30, 2007—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							Percent Reversed ³
		Percent of Total Terminations	Total	Affirmed/Enforced ²	Dismissed	Reversed	Remanded	Other	
THIRD CIRCUIT	4,015	54.3	2,181	1,727	183	199	68	4	10.1
CRIMINAL	653	78.3	511	447	13	46	5	-	9.0
U.S. PRISONER PETITIONS	426	45.5	194	154	27	11	-	2	5.7
OTHER U.S. CIVIL	190	66.3	126	86	13	17	10	-	13.5
PRIV. PRISONER PETITIONS	780	20.9	163	93	50	13	6	1	8.0
OTHER PRIVATE CIVIL	923	54.0	498	379	48	66	5	-	13.3
BANKRUPTCY	110	63.6	70	59	6	5	-	-	7.1
ADMINISTRATIVE APPEALS	696	58.9	410	310	16	41	42	1	10.0
ORIGINAL PROCEEDINGS	237	88.2	209	199	10	-	-	-	-
FOURTH CIRCUIT	4,813	54.4	2,620	2,303	143	136	38	-	5.8
CRIMINAL	1,291	74.4	961	830	63	54	14	-	5.6
U.S. PRISONER PETITIONS	972	31.1	302	268	13	19	2	-	6.3
OTHER U.S. CIVIL	162	73.5	119	105	9	3	2	-	2.5
PRIV. PRISONER PETITIONS	1,035	28.1	291	255	27	9	-	-	3.1
OTHER PRIVATE CIVIL	636	58.0	369	319	17	32	1	-	8.7
BANKRUPTCY	48	62.5	30	26	1	3	-	-	10.0
ADMINISTRATIVE APPEALS	354	76.6	271	228	8	16	19	-	5.9
ORIGINAL PROCEEDINGS	315	87.9	277	272	5	-	-	-	-
FIFTH CIRCUIT	9,544	52.3	4,989	3,900	580	311	198	-	6.6
CRIMINAL	3,457	80.6	2,788	2,232	368	98	90	-	3.5
U.S. PRISONER PETITIONS	775	18.6	144	103	26	11	4	-	7.6
OTHER U.S. CIVIL	356	48.3	172	152	7	13	-	-	7.6
PRIV. PRISONER PETITIONS	2,069	17.8	368	185	136	36	11	-	9.8
OTHER PRIVATE CIVIL	1,473	47.4	698	547	32	116	3	-	16.6
BANKRUPTCY	129	54.3	70	63	2	5	-	-	7.1
ADMINISTRATIVE APPEALS	719	50.5	363	244	3	26	90	-	7.2
ORIGINAL PROCEEDINGS	566	68.2	386	374	6	6	-	-	-
SIXTH CIRCUIT	5,141	54.4	2,797	2,394	94	245	62	2	10.2
CRIMINAL	1,177	65.8	774	682	23	46	23	-	5.9
U.S. PRISONER PETITIONS	360	26.9	97	85	1	10	1	-	10.3
OTHER U.S. CIVIL	217	69.6	151	136	-	15	-	-	9.9
PRIV. PRISONER PETITIONS	1,036	30.5	316	251	5	54	6	-	17.1
OTHER PRIVATE CIVIL	1,300	52.8	687	572	13	100	1	1	14.6
BANKRUPTCY	72	51.4	37	30	1	5	-	1	13.5
ADMINISTRATIVE APPEALS	456	65.6	299	249	7	12	31	-	4.0
ORIGINAL PROCEEDINGS	523	83.4	436	389	44	3	-	-	-

Table B-5. (June 30, 2007—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							
		Percent of Total Terminations	Total	Affirmed/Enforced ²	Dismissed	Reversed	Remanded	Other	Percent Reversed ³
SEVENTH CIRCUIT	3,319	46.0	1,526	1,087	131	200	65	43	14.2
CRIMINAL	751	68.2	512	337	121	44	9	1	8.6
U.S. PRISONER PETITIONS	428	20.6	88	74	-	11	-	3	12.5
OTHER U.S. CIVIL	134	61.2	82	60	-	14	1	7	17.1
PRIV. PRISONER PETITIONS	647	21.2	137	107	-	26	1	3	19.0
OTHER PRIVATE CIVIL	840	45.1	379	297	1	68	-	13	17.9
BANKRUPTCY	48	50.0	24	18	-	4	-	2	16.7
ADMINISTRATIVE APPEALS	281	66.2	186	85	-	33	54	14	17.7
ORIGINAL PROCEEDINGS	190	62.1	118	109	9	-	-	-	-
EIGHTH CIRCUIT	3,038	60.9	1,849	1,539	120	168	21	1	10.1
CRIMINAL	933	72.6	677	544	68	59	6	-	8.7
U.S. PRISONER PETITIONS	329	28.0	92	78	4	4	5	1	4.3
OTHER U.S. CIVIL	151	72.2	109	94	1	12	2	-	11.0
PRIV. PRISONER PETITIONS	554	35.4	196	165	9	20	2	-	10.2
OTHER PRIVATE CIVIL	662	67.8	449	368	22	56	3	-	12.5
BANKRUPTCY	28	60.7	17	12	2	3	-	-	17.6
ADMINISTRATIVE APPEALS	158	62.7	99	73	11	12	3	-	12.1
ORIGINAL PROCEEDINGS	223	94.2	210	205	3	2	-	-	-
NINTH CIRCUIT	13,854	49.0	6,787	4,340	950	335	463	699	5.4
CRIMINAL	2,200	72.1	1,587	1,226	145	58	144	14	3.7
U.S. PRISONER PETITIONS	432	22.2	96	75	5	3	6	7	3.1
OTHER U.S. CIVIL	577	52.5	303	244	9	38	12	-	12.5
PRIV. PRISONER PETITIONS	2,218	27.7	614	527	11	38	28	10	6.2
OTHER PRIVATE CIVIL	1,911	46.5	889	712	20	107	38	12	12.0
BANKRUPTCY	178	47.8	85	66	8	10	-	1	11.8
ADMINISTRATIVE APPEALS	5,526	44.4	2,451	742	749	70	235	655	2.9
ORIGINAL PROCEEDINGS	812	93.8	762	748	3	11	-	-	-
TENTH CIRCUIT	2,760	58.5	1,615	1,196	194	143	71	11	9.3
CRIMINAL	747	81.3	607	467	90	29	20	1	4.8
U.S. PRISONER PETITIONS	279	36.9	103	69	13	12	5	4	11.7
OTHER U.S. CIVIL	172	66.9	115	89	5	17	4	-	14.8
PRIV. PRISONER PETITIONS	519	36.2	188	113	22	29	20	4	15.4
OTHER PRIVATE CIVIL	723	55.2	399	316	23	46	14	-	11.5
BANKRUPTCY	27	51.9	14	10	-	3	1	-	21.4
ADMINISTRATIVE APPEALS	124	70.2	87	46	28	4	7	2	4.6
ORIGINAL PROCEEDINGS	169	60.4	102	86	13	3	-	-	-

Table B-5. (June 30, 2007—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							Percent Reversed ³
		Percent of Total Terminations	Total	Affirmed/ Enforced ²	Dismissed	Reversed	Remanded	Other	
ELEVENTH CIRCUIT	6,789	49.6	3,368	2,786	287	269	11	15	9.0
CRIMINAL	1,729	76.2	1,318	1,132	109	61	3	13	4.6
U.S. PRISONER PETITIONS	775	15.9	123	86	19	18	-	-	14.6
OTHER U.S. CIVIL	229	53.3	122	99	7	15	1	-	12.3
PRIV. PRISONER PETITIONS	1,330	23.3	310	156	113	40	1	-	12.9
OTHER PRIVATE CIVIL	1,484	44.1	654	534	31	86	3	-	13.1
BANKRUPTCY	80	52.5	42	32	1	7	1	1	16.7
ADMINISTRATIVE APPEALS	686	58.6	402	353	5	41	2	1	10.2
ORIGINAL PROCEEDINGS	476	83.4	397	394	2	1	-	-	-

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

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

² AFFIRMED INCLUDES MERIT TERMINATIONS AFFIRMED IN PART AND REVERSED IN PART.

³ 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.