

Table B-7.

**U.S. Courts of Appeals—Nature of Suit or Offense in Cases Arising From the U.S. District Courts, by Circuit, During the 12-Month Period Ending March 31, 2009**

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
<b>TOTAL CASES</b>	<b>45,941</b>	<b>817</b>	<b>1,364</b>	<b>3,581</b>	<b>2,988</b>	<b>4,956</b>	<b>6,424</b>	<b>3,987</b>	<b>3,026</b>	<b>2,696</b>	<b>7,526</b>	<b>1,954</b>	<b>6,622</b>
<b>TOTAL CRIMINAL CASES</b>	<b>14,575</b>	<b>110</b>	<b>558</b>	<b>920</b>	<b>859</b>	<b>1,251</b>	<b>2,713</b>	<b>1,264</b>	<b>686</b>	<b>1,207</b>	<b>1,709</b>	<b>620</b>	<b>2,678</b>
<b>TOTAL CIVIL CASES</b>	<b>31,366</b>	<b>707</b>	<b>806</b>	<b>2,661</b>	<b>2,129</b>	<b>3,705</b>	<b>3,711</b>	<b>2,723</b>	<b>2,340</b>	<b>1,489</b>	<b>5,817</b>	<b>1,334</b>	<b>3,944</b>
<b>U.S. CASES</b>	<b>8,573</b>	<b>571</b>	<b>188</b>	<b>379</b>	<b>479</b>	<b>1,860</b>	<b>812</b>	<b>499</b>	<b>809</b>	<b>419</b>	<b>1,104</b>	<b>390</b>	<b>1,063</b>
<b>U.S. PLAINTIFF</b>	<b>395</b>	<b>5</b>	<b>11</b>	<b>54</b>	<b>15</b>	<b>24</b>	<b>74</b>	<b>41</b>	<b>17</b>	<b>14</b>	<b>69</b>	<b>12</b>	<b>59</b>
NEGOTIABLE INSTRUMENTS	-	-	-	-	-	-	-	-	-	-	-	-	-
OTHER CONTRACT ACTIONS	14	-	-	5	1	2	1	1	-	-	1	-	3
CONDEMNATION OF LAND	9	-	1	-	-	-	7	1	-	-	-	-	-
OTHER REAL PROP. ACTIONS	11	-	1	1	1	1	2	1	2	-	1	1	-
TORT ACTIONS	4	-	1	-	-	-	2	-	-	-	-	-	1
CIVIL RIGHTS:													
EMPLOYMENT	29	-	-	7	2	4	1	5	1	4	2	1	2
OTHER CIVIL RIGHTS	13	-	-	3	-	2	5	-	-	-	3	-	-
FORFEITURE AND PENALTY	72	-	2	7	-	5	9	16	4	2	12	1	14
FAIR LABOR STAND. ACT	3	-	-	1	-	-	1	-	-	-	-	-	1
OTHER LABOR	11	-	-	4	2	1	-	1	-	-	2	-	1
SECUR., COMMOD., & EXCHG.	47	-	-	18	-	1	3	-	3	-	9	1	12
TAX SUITS	78	-	1	1	3	3	29	7	1	2	14	3	14
ALL OTHER	104	5	5	7	6	5	14	9	6	6	25	5	11
<b>U.S. DEFENDANT</b>	<b>8,178</b>	<b>566</b>	<b>177</b>	<b>325</b>	<b>464</b>	<b>1,836</b>	<b>738</b>	<b>458</b>	<b>792</b>	<b>405</b>	<b>1,035</b>	<b>378</b>	<b>1,004</b>
CONTRACT ACTIONS	49	9	1	1	3	4	12	2	2	2	9	-	4
REAL PROPERTY ACTIONS	29	-	1	2	-	-	8	1	4	2	5	4	2
TORT ACTIONS	173	13	9	7	14	19	21	13	5	13	34	9	16
CIVIL RIGHTS:													
EMPLOYMENT	310	50	10	13	17	41	44	28	21	12	31	11	32
OTHER CIVIL RIGHTS	450	46	11	41	40	42	45	23	21	15	93	17	56
PRISONER PETITIONS:													
MOTIONS TO VACATE SEN.	2,376	13	67	125	143	371	325	145	173	182	267	108	457
HABEAS CORPUS	1,079	213	16	22	95	128	99	76	76	42	148	76	88
HABEAS CORPUS—DEATH	5	-	-	1	-	-	-	1	-	2	1	-	-
PRISONER CIVIL RIGHTS	613	68	16	11	53	92	70	34	2	14	74	17	162

**Table B-7. (March 31, 2009—Continued)**

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
<b>U.S. DEFENDANT (CONTINUED)</b>													
PRISON CONDITION	285	1	-	3	7	92	13	18	51	12	13	47	28
OTHER PRIS. PETITIONS	1,367	10	-	7	8	930	7	3	362	6	15	4	15
LABOR SUITS	41	5	-	1	8	5	1	10	4	-	4	1	2
SOCIAL SECURITY LAWS	557	2	13	39	43	45	45	48	29	54	144	35	60
TAX SUITS	125	2	8	8	2	7	23	15	5	7	29	9	10
ENVIRONMENTAL MATTERS	131	14	4	-	1	-	3	7	3	6	68	14	11
FREEDOM OF INFOR. ACT	64	28	3	6	4	3	3	2	1	1	7	2	4
ALL OTHER	524	92	18	38	26	57	19	32	33	35	93	24	57
<b>PRIVATE CASES</b>	<b>22,793</b>	<b>136</b>	<b>618</b>	<b>2,282</b>	<b>1,650</b>	<b>1,845</b>	<b>2,899</b>	<b>2,224</b>	<b>1,531</b>	<b>1,070</b>	<b>4,713</b>	<b>944</b>	<b>2,881</b>
<b>FEDERAL QUESTION</b>	<b>20,175</b>	<b>125</b>	<b>506</b>	<b>1,935</b>	<b>1,405</b>	<b>1,693</b>	<b>2,523</b>	<b>2,001</b>	<b>1,393</b>	<b>911</b>	<b>4,347</b>	<b>775</b>	<b>2,561</b>
MARINE CONTRACT	110	-	4	52	5	3	15	1	1	-	8	-	21
OTHER CONTRACT ACTIONS	553	4	20	159	40	34	48	45	44	16	84	14	45
FEDERAL EMPLOYERS LIABILITY ACT	24	-	2	5	-	3	2	2	5	2	2	-	1
MARINE INJURY	61	-	4	6	1	-	36	2	1	-	6	-	5
OTHER TORT ACTIONS	401	12	22	33	33	37	41	34	51	19	82	13	24
ANTITRUST	108	1	5	10	24	2	7	9	3	4	30	4	9
CIVIL RIGHTS:													
EMPLOYMENT	1,622	14	53	254	149	101	135	155	137	91	206	67	260
OTHER CIVIL RIGHTS	3,160	48	102	332	285	240	287	360	304	144	551	144	363
PRISONER PETITIONS:													
HABEAS CORPUS	6,169	-	90	394	348	379	986	629	356	239	1,808	234	706
HABEAS CORPUS—DEATH	177	-	-	-	5	10	54	26	-	5	38	5	34
PRISONER CIVIL RIGHTS	3,370	12	81	266	207	488	555	248	17	190	697	116	493
PRISON CONDITION	1,348	1	1	30	101	213	86	175	270	97	101	62	211
OTHER PRIS. PETITIONS	95	1	2	3	-	13	12	6	2	1	43	3	9
LABOR MGMT. RELAT. ACT	110	1	6	12	15	7	4	21	8	6	26	-	4
OTHER LABOR	757	9	27	67	55	38	59	120	55	39	156	23	109
COPYRIGHT, PATENT, & TRDMRK.	432	3	21	75	19	17	37	21	24	4	146	13	52
SECUR., COMMOD., & EXCHG.	155	1	7	60	10	4	13	9	7	4	28	2	10
CONST. OF STATE STATS.	102	1	5	15	2	11	7	10	5	4	31	8	3
ALL OTHER	1,421	17	54	162	106	93	139	128	103	46	304	67	202

**Table B-7. (March 31, 2009—Continued)**

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
<b>DIVERSITY OF CITIZENSHIP</b>	<b>2,618</b>	<b>11</b>	<b>112</b>	<b>347</b>	<b>245</b>	<b>152</b>	<b>376</b>	<b>223</b>	<b>138</b>	<b>159</b>	<b>366</b>	<b>169</b>	<b>320</b>
INSURANCE	625	-	18	45	62	23	109	37	54	33	97	40	107
OTHER CONTRACT ACTIONS	1,153	5	49	211	89	72	126	110	84	64	153	68	122
REAL PROPERTY ACTIONS	86	3	-	5	12	5	13	12	-	5	12	11	8
PERSONAL INJURY/PRODUCT LIABILITY	140	-	4	12	17	9	23	10	-	21	11	12	21
OTHER PERSONAL INJURY	387	2	30	37	38	24	79	36	-	23	48	32	38
PERSONAL PROP. DAMAGE	164	1	9	29	23	7	25	13	-	11	27	3	16
ALL OTHER	63	-	2	8	4	12	1	5	-	2	18	3	8
<b>GENERAL LOCAL JURISDICTION</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
CONTRACT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
REAL PROPERTY ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
TORT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
PRISONER PETITIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
ALL OTHER	-	-	-	-	-	-	-	-	-	-	-	-	-
<b>TOTAL CRIMINAL CASES</b>	<b>14,575</b>	<b>110</b>	<b>558</b>	<b>920</b>	<b>859</b>	<b>1,251</b>	<b>2,713</b>	<b>1,264</b>	<b>686</b>	<b>1,207</b>	<b>1,709</b>	<b>620</b>	<b>2,678</b>
<b>VIOLENT OFFENSES</b>	<b>644</b>	<b>7</b>	<b>23</b>	<b>43</b>	<b>53</b>	<b>73</b>	<b>79</b>	<b>47</b>	<b>46</b>	<b>48</b>	<b>108</b>	<b>39</b>	<b>78</b>
HOMICIDE	57	2	2	2	7	3	7	1	1	7	17	6	2
ROBBERY	256	1	6	6	17	32	33	19	30	15	39	12	46
ASSAULT	118	1	-	3	10	11	13	12	1	15	34	12	6
KIDNAPPING	28	1	-	2	1	1	8	3	6	3	2	1	-
RACKETEERING—VIOLENT CRIME	121	2	7	25	17	22	5	7	6	3	9	5	13
CARJACKING	34	-	7	1	1	2	11	4	-	2	1	1	4
TERRORISM	11	-	-	3	-	1	2	-	1	-	1	-	3
OTHER VIOLENT OFFENSES	19	-	1	1	-	1	-	1	1	3	5	2	4
<b>PROPERTY OFFENSES</b>	<b>1,530</b>	<b>12</b>	<b>49</b>	<b>125</b>	<b>128</b>	<b>159</b>	<b>241</b>	<b>130</b>	<b>81</b>	<b>95</b>	<b>209</b>	<b>55</b>	<b>246</b>
<b>BURGLARY</b>	<b>5</b>	<b>-</b>	<b>1</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>1</b>	<b>-</b>	<b>-</b>	<b>1</b>	<b>1</b>	<b>1</b>	<b>-</b>
<b>LARCENY &amp; THEFT, TOTAL</b>	<b>116</b>	<b>3</b>	<b>8</b>	<b>7</b>	<b>7</b>	<b>11</b>	<b>25</b>	<b>8</b>	<b>3</b>	<b>6</b>	<b>21</b>	<b>6</b>	<b>11</b>
BANK	11	-	-	1	2	1	3	-	-	-	-	2	2
POSTAL	16	-	-	-	-	1	4	-	2	1	6	2	-
THEFT, U.S. PROPERTY TRANSPORT, ETC. OF	60	1	3	6	2	6	16	1	1	4	11	1	8
STOLEN PROPERTY	22	2	2	-	3	3	2	5	-	1	3	-	1
OTHER LARCENY AND THEFT OFFENSES	7	-	3	-	-	-	-	2	-	-	1	1	-

**Table B-7. (March 31, 2009—Continued)**

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
<b>PROPERTY OFFENSES (CONTINUED)</b>													
<b>EMBEZZLEMENT</b>	<b>58</b>	<b>1</b>	<b>-</b>	<b>4</b>	<b>6</b>	<b>3</b>	<b>4</b>	<b>9</b>	<b>6</b>	<b>6</b>	<b>9</b>	<b>4</b>	<b>6</b>
<b>FRAUD, TOTAL</b>	<b>1,239</b>	<b>8</b>	<b>38</b>	<b>112</b>	<b>107</b>	<b>134</b>	<b>180</b>	<b>105</b>	<b>64</b>	<b>77</b>	<b>169</b>	<b>37</b>	<b>208</b>
TAX	106	1	4	7	8	13	15	17	3	10	18	7	3
FINANCIAL INSTITUTIONS	137	1	6	7	18	14	26	16	5	9	14	3	18
SECURITIES AND EXCHANGE	43	1	1	17	-	2	-	1	1	2	15	2	1
MAIL	182	2	1	11	16	17	25	22	18	5	13	2	50
WIRE, RADIO, OR TELEVISION	139	-	1	16	12	16	14	5	20	15	19	8	13
SOCIAL SECURITY	30	-	-	-	1	-	4	4	2	4	6	1	8
CITIZENSHIP AND													
NATURALIZATION	8	-	-	1	1	-	1	-	-	-	3	-	2
PASSPORT	10	-	2	1	-	-	-	-	-	1	1	1	4
IDENTIFICATION													
DOCUMENTS & INFO.	121	-	1	9	10	28	18	6	1	7	17	-	24
FALSE CLAIMS AND													
SERVICES, GOV'T.	38	-	1	3	5	1	11	3	-	1	3	-	10
FALSE STATEMENTS	56	-	10	2	5	6	9	9	1	1	11	-	2
CONSPIRACY TO													
DEFRAUD THE U.S.	180	2	8	20	23	19	22	16	4	9	11	3	43
UNAUTHORIZED													
ACCESS DEVICES	70	-	1	11	4	6	14	2	4	6	11	3	8
HEALTH CARE	61	-	2	-	2	7	15	4	3	5	6	3	14
OTHER FRAUD OFFENSES	58	1	-	7	2	5	6	-	2	2	21	4	8
<b>FORGERY AND COUNTERFEITING</b>	<b>94</b>	<b>-</b>	<b>1</b>	<b>2</b>	<b>6</b>	<b>9</b>	<b>29</b>	<b>6</b>	<b>5</b>	<b>5</b>	<b>7</b>	<b>5</b>	<b>19</b>
<b>OTHER PROPERTY OFFENSES</b>	<b>18</b>	<b>-</b>	<b>1</b>	<b>-</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>3</b>	<b>-</b>	<b>2</b>	<b>2</b>	<b>2</b>
<b>DRUG OFFENSES</b>	<b>6,875</b>	<b>66</b>	<b>330</b>	<b>424</b>	<b>379</b>	<b>552</b>	<b>1,154</b>	<b>642</b>	<b>334</b>	<b>649</b>	<b>503</b>	<b>260</b>	<b>1,582</b>
<b>MARIJUANA, TOTAL</b>	<b>411</b>	<b>-</b>	<b>4</b>	<b>14</b>	<b>3</b>	<b>11</b>	<b>188</b>	<b>30</b>	<b>14</b>	<b>18</b>	<b>60</b>	<b>18</b>	<b>51</b>
SELL, DISTRIBUTE,													
OR DISPENSE	303	-	3	13	3	9	143	18	14	15	34	18	33
IMPORT/EXPORT	66	-	-	-	-	-	41	3	-	-	14	-	8
MANUFACTURE	38	-	-	1	-	1	3	8	-	3	12	-	10
POSSESSION	4	-	1	-	-	1	1	1	-	-	-	-	-
<b>ALL OTHER DRUGS, TOTAL</b>	<b>6,339</b>	<b>64</b>	<b>304</b>	<b>395</b>	<b>367</b>	<b>539</b>	<b>956</b>	<b>598</b>	<b>320</b>	<b>618</b>	<b>432</b>	<b>233</b>	<b>1,513</b>
SELL, DISTRIBUTE,													
OR DISPENSE	6,040	59	290	364	356	522	917	573	316	593	377	231	1,442
IMPORT/EXPORT	145	3	6	26	6	3	9	7	-	-	35	-	50
MANUFACTURE	136	1	4	4	5	13	28	16	4	23	19	1	18
POSSESSION	18	1	4	1	-	1	2	2	-	2	1	1	3
<b>OTHER DRUG OFFENSES</b>	<b>125</b>	<b>2</b>	<b>22</b>	<b>15</b>	<b>9</b>	<b>2</b>	<b>10</b>	<b>14</b>	<b>-</b>	<b>13</b>	<b>11</b>	<b>9</b>	<b>18</b>

**Table B-7. (March 31, 2009—Continued)**

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
<b>FIREARMS,EXPLOSIVES OFFENSES</b>	<b>2,004</b>	<b>12</b>	<b>85</b>	<b>120</b>	<b>139</b>	<b>296</b>	<b>235</b>	<b>253</b>	<b>110</b>	<b>208</b>	<b>170</b>	<b>99</b>	<b>277</b>
<b>FIREARMS, TOTAL</b>	<b>1,963</b>	<b>11</b>	<b>81</b>	<b>114</b>	<b>138</b>	<b>295</b>	<b>232</b>	<b>250</b>	<b>103</b>	<b>205</b>	<b>164</b>	<b>96</b>	<b>274</b>
POSESSION BY													
PROHIBITED PERSONS	1,224	4	25	64	82	169	149	138	64	166	111	63	189
FURTHERANCE OF VIOLENT/ DRUG-TRAFFICKING CRIMES	404	4	29	22	38	61	44	57	23	25	25	15	61
OTHER FIREARMS OFFENSES	335	3	27	28	18	65	39	55	16	14	28	18	24
<b>EXPLOSIVES</b>	<b>41</b>	<b>1</b>	<b>4</b>	<b>6</b>	<b>1</b>	<b>1</b>	<b>3</b>	<b>3</b>	<b>7</b>	<b>3</b>	<b>6</b>	<b>3</b>	<b>3</b>
<b>SEX OFFENSES</b>	<b>639</b>	<b>5</b>	<b>13</b>	<b>44</b>	<b>52</b>	<b>47</b>	<b>52</b>	<b>77</b>	<b>41</b>	<b>81</b>	<b>111</b>	<b>33</b>	<b>83</b>
SEXUAL ABUSE OF ADULTS	31	-	-	-	2	-	1	-	-	10	10	6	2
SEXUAL ABUSE OF MINORS	141	1	6	11	3	11	9	25	8	30	20	5	12
SEXUALLY EXPLICIT MATERIAL	350	1	6	30	30	27	37	37	21	38	63	19	41
OTHER SEX OFFENSES	117	3	1	3	17	9	5	15	12	3	18	3	28
<b>JUSTICE SYSTEM OFFENSES</b>	<b>170</b>	<b>-</b>	<b>2</b>	<b>15</b>	<b>16</b>	<b>16</b>	<b>26</b>	<b>18</b>	<b>5</b>	<b>18</b>	<b>21</b>	<b>9</b>	<b>24</b>
OBSTRUCTION OF JUSTICE	64	-	1	6	9	5	7	6	2	10	7	4	7
ESCAPE FROM CUSTODY	44	-	1	4	3	6	5	5	1	1	6	2	10
FAILURE TO APPEAR	14	-	-	2	-	-	3	2	1	3	2	-	1
OTHER JUSTICE SYSTEM OFFENSES	48	-	-	3	4	5	11	5	1	4	6	3	6
<b>IMMIGRATION OFFENSES</b>	<b>1,597</b>	<b>-</b>	<b>22</b>	<b>51</b>	<b>38</b>	<b>40</b>	<b>759</b>	<b>26</b>	<b>24</b>	<b>25</b>	<b>441</b>	<b>63</b>	<b>108</b>
ALIEN SMUGGLING	202	-	5	1	1	2	79	2	1	5	70	1	35
IMPROPER ENTRY BY ALIEN	31	-	2	1	1	3	2	1	-	2	15	-	4
IMPROPER REENTRY BY ALIEN	1,344	-	15	49	33	34	675	22	23	15	354	62	62
OTHER IMMIGRATION OFFENSES	20	-	-	-	3	1	3	1	-	3	2	-	7
<b>GENERAL OFFENSES</b>	<b>449</b>	<b>5</b>	<b>13</b>	<b>43</b>	<b>24</b>	<b>34</b>	<b>73</b>	<b>32</b>	<b>25</b>	<b>31</b>	<b>72</b>	<b>22</b>	<b>75</b>
MONEY LAUNDERING	254	1	7	15	12	14	47	23	16	17	34	13	55
RICO <sup>1</sup>	66	1	2	17	-	4	7	4	5	1	21	-	4
EXTORTION AND THREATS	51	-	2	8	3	6	10	2	2	6	3	4	5
OTHER GENERAL OFFENSES	78	3	2	3	9	10	9	3	2	7	14	5	11
<b>REGULATORY OFFENSES</b>	<b>107</b>	<b>1</b>	<b>7</b>	<b>17</b>	<b>8</b>	<b>5</b>	<b>15</b>	<b>8</b>	<b>4</b>	<b>3</b>	<b>17</b>	<b>6</b>	<b>16</b>
<b>TRAFFIC OFFENSES</b>	<b>18</b>	<b>-</b>	<b>1</b>	<b>-</b>	<b>-</b>	<b>8</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>5</b>	<b>-</b>	<b>4</b>
<b>UNCLASSIFIED OFFENSES</b>	<b>542</b>	<b>2</b>	<b>13</b>	<b>38</b>	<b>22</b>	<b>21</b>	<b>79</b>	<b>31</b>	<b>16</b>	<b>49</b>	<b>52</b>	<b>34</b>	<b>185</b>

NOTE: THIS TABLE INCLUDES APPEALS REOPENED AND REMANDED AS WELL AS ORIGINAL APPEALS. THIS TABLE DOES NOT INCLUDE DATA FOR THE U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT. BEGINNING IN 2005, CATEGORIES FOR CRIMINAL OFFENSES WERE MODIFIED. THEREFORE, OFFENSE DATA FOR 2005 AND THEREAFTER ARE NOT COMPARABLE TO OFFENSE DATA PUBLISHED IN PREVIOUS YEARS.

<sup>1</sup> RICO = RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS.