

**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 Twelve-Month Period Ended September 30, 1997**

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>45,935</b>	<b>767</b>	<b>1,323</b>	<b>4,225</b>	<b>3,129</b>	<b>4,331</b>	<b>6,860</b>	<b>4,241</b>	<b>3,076</b>	<b>3,120</b>	<b>6,937</b>	<b>2,429</b>	<b>5,497</b>
<b>TOTAL CRIMINAL CASES</b>	<b>10,521</b>	<b>157</b>	<b>358</b>	<b>850</b>	<b>578</b>	<b>1,030</b>	<b>1,561</b>	<b>854</b>	<b>579</b>	<b>629</b>	<b>1,633</b>	<b>538</b>	<b>1,754</b>
<b>TOTAL CIVIL CASES</b>	<b>35,414</b>	<b>610</b>	<b>965</b>	<b>3,375</b>	<b>2,551</b>	<b>3,301</b>	<b>5,299</b>	<b>3,387</b>	<b>2,497</b>	<b>2,491</b>	<b>5,304</b>	<b>1,891</b>	<b>3,743</b>
<b>U.S. CASES</b>													
<b>TOTAL</b>	<b>8,986</b>	<b>385</b>	<b>251</b>	<b>723</b>	<b>599</b>	<b>1,048</b>	<b>1,076</b>	<b>775</b>	<b>651</b>	<b>667</b>	<b>1,305</b>	<b>590</b>	<b>916</b>
<b>U.S. PLAINTIFF</b>	<b>557</b>	<b>3</b>	<b>16</b>	<b>68</b>	<b>34</b>	<b>31</b>	<b>79</b>	<b>47</b>	<b>28</b>	<b>61</b>	<b>88</b>	<b>48</b>	<b>54</b>
NEGOTIABLE INSTRUMENTS	12	-	2	-	1	-	3	-	-	4	2	-	-
OTHER CONTRACT ACTIONS	43	-	3	6	3	4	5	2	1	2	8	3	6
CONDEMNATION OF LAND	4	-	-	-	-	1	3	-	-	-	-	-	-
OTHER REAL PROPERTY	33	-	2	6	-	-	7	1	2	5	2	4	4
TORT ACTIONS	9	-	-	1	1	-	2	-	-	1	3	-	1
CIVIL RIGHTS:													
EMPLOYMENT	37	-	1	3	1	4	1	6	5	3	4	4	5
OTHER CIVIL RIGHTS	34	-	-	4	-	2	6	2	2	9	3	5	1
FORFEITURE AND PENALTY	98	-	2	13	2	7	8	9	7	9	18	10	13
FAIR LABOR STAND. ACT	7	-	1	1	-	-	1	-	1	-	-	2	1
OTHER LABOR	16	-	-	2	4	-	1	1	2	3	2	-	1
SECUR., COMMOD., & EXCHG.	22	-	1	11	-	1	2	1	1	-	2	-	3
TAX SUITS	56	-	2	6	2	1	6	4	2	-	16	10	7
ALL OTHER	186	3	2	15	20	11	34	21	5	25	28	10	12
<b>U.S. DEFENDANT</b>	<b>8,429</b>	<b>382</b>	<b>235</b>	<b>655</b>	<b>565</b>	<b>1,017</b>	<b>997</b>	<b>728</b>	<b>623</b>	<b>606</b>	<b>1,217</b>	<b>542</b>	<b>862</b>
CONTRACT ACTIONS	90	9	-	6	10	7	10	10	3	2	16	6	11
REAL PROPERTY ACTIONS	64	4	4	2	5	5	12	3	1	6	12	5	5
TORT ACTIONS	350	12	22	40	19	33	34	28	8	16	97	10	31
CIVIL RIGHTS:													
EMPLOYMENT	453	44	9	32	28	50	49	39	33	21	57	25	66
OTHER CIVIL RIGHTS	445	36	13	40	31	60	21	41	28	30	81	28	36

**Table B-7. (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>													
PRISONER PETITIONS:													
MOTIONS TO VACATE SEN.	3,870	40	106	299	263	506	547	400	316	333	426	185	449
HABEAS CORPUS	491	7	18	20	64	2	82	25	58	35	78	39	63
HABEAS CORPUS—DEATH	1	-	-	-	-	-	-	-	-	1	-	-	-
PRISONER CIVIL RIGHTS	434	45	10	18	50	24	67	28	21	26	39	65	41
PRISON CONDITION <sup>1</sup>	85	-	-	-	2	32	-	-	36	-	1	1	13
OTHER PRIS. PETITIONS	302	6	2	19	1	172	5	2	31	9	24	23	8
LABOR SUITS	58	3	2	10	6	3	6	3	9	4	6	2	4
SOCIAL SECURITY LAWS	699	2	17	76	33	48	72	76	26	62	116	102	69
TAX SUITS	248	2	5	23	17	17	20	26	14	22	73	16	13
ENVIRONMENTAL MATTERS	138	14	4	7	8	10	10	2	10	9	50	9	5
FREEDOM OF INFOR. ACT	106	59	3	2	3	6	4	5	6	2	11	1	4
ALL OTHER	595	99	20	61	25	42	58	40	23	28	130	25	44
<b>TOTAL</b>	<b>26,428</b>	<b>225</b>	<b>714</b>	<b>2,652</b>	<b>1,952</b>	<b>2,253</b>	<b>4,223</b>	<b>2,612</b>	<b>1,846</b>	<b>1,824</b>	<b>3,999</b>	<b>1,301</b>	<b>2,827</b>
<b>PRIVATE CASES</b>													
<b>FEDERAL QUESTION</b>	<b>22,630</b>	<b>174</b>	<b>544</b>	<b>2,183</b>	<b>1,549</b>	<b>1,927</b>	<b>3,753</b>	<b>2,196</b>	<b>1,692</b>	<b>1,597</b>	<b>3,511</b>	<b>1,063</b>	<b>2,441</b>
MARINE CONTRACT	127	-	9	19	6	10	26	2	-	-	25	-	30
OTHER CONTRACT ACTIONS	426	8	21	47	22	23	51	18	22	18	114	34	48
EMPLOYERS LIABILITY ACT	55	-	2	7	18	3	2	5	3	6	2	6	1
MARINE INJURY	133	-	9	9	4	3	58	2	7	4	29	-	8
OTHER TORT ACTIONS	499	4	13	55	41	25	57	37	83	23	95	22	44
ANTITRUST	166	2	7	19	25	13	18	18	5	7	18	6	28
CIVIL RIGHTS:													
EMPLOYMENT	3,091	50	79	284	167	270	398	271	295	245	324	193	515
OTHER CIVIL RIGHTS	3,832	32	138	486	390	248	338	418	288	301	598	184	411
PRISONER PETITIONS:													
HABEAS CORPUS	4,309	4	67	377	256	386	800	437	339	326	671	239	407
HABEAS CORPUS—DEATH	166	-	-	-	8	33	32	6	7	27	37	-	16
PRISONER CIVIL RIGHTS	5,358	35	63	390	344	264	1,660	622	130	405	846	224	375
PRISON CONDITION <sup>1</sup>	1,103	2	-	1	13	439	30	22	247	21	15	-	313
OTHER PRIS. PETITIONS	68	-	3	3	-	8	8	5	4	9	14	6	8
LABOR MGMT. RELAT. ACT.	231	3	7	33	24	10	11	37	12	15	64	8	7
OTHER LABOR	929	10	36	108	59	73	89	105	86	63	169	50	81
CPYRGHT., PATENT, & TRDMRK.	450	5	13	104	23	26	30	37	28	17	112	14	41
SECUR., COMMOD., & EXCHG.	200	-	9	46	18	7	11	7	22	12	41	12	15
CONST. OF STATE STATS.	133	3	18	13	6	7	6	13	8	12	29	7	11
ALL OTHER	1,354	16	50	182	125	79	128	134	106	86	308	58	82

**Table B-7. (Continued)**

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
<b>PRIVATE CASES (Continued)</b>													
<b>DIVERSITY OF CITIZENSHIP</b>	<b>3,776</b>	<b>51</b>	<b>170</b>	<b>469</b>	<b>381</b>	<b>326</b>	<b>470</b>	<b>416</b>	<b>154</b>	<b>227</b>	<b>488</b>	<b>238</b>	<b>386</b>
INSURANCE	824	10	33	69	88	56	114	57	32	57	162	52	94
OTHER CONTRACT ACTIONS	1,435	18	62	216	145	129	135	130	121	61	206	78	134
REAL PROPERTY ACTIONS	100	1	5	15	7	16	12	6	1	6	15	7	9
PERSONAL INJURY/PROD. LIABILITY	425	4	15	45	45	32	46	119	-	45	21	18	35
OTHER PERSONAL INJURY	709	13	45	92	54	72	128	87	-	45	49	62	62
PERS. PROP. DAMAGE	245	5	8	22	40	19	32	15	-	13	24	21	46
ALL OTHER	38	-	2	10	2	2	3	2	-	-	11	-	6
<b>GENERAL LOCAL JURISDICTION</b>	<b>22</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>22</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
CONTRACT ACTIONS	7	-	-	-	7	-	-	-	-	-	-	-	-
REAL PROPERTY ACTIONS	6	-	-	-	6	-	-	-	-	-	-	-	-
TORT ACTIONS	4	-	-	-	4	-	-	-	-	-	-	-	-
PRISONER PETITIONS	1	-	-	-	1	-	-	-	-	-	-	-	-
ALL OTHER	4	-	-	-	4	-	-	-	-	-	-	-	-
<b>TOTAL</b>	<b>10,521</b>	<b>157</b>	<b>358</b>	<b>850</b>	<b>578</b>	<b>1,030</b>	<b>1,561</b>	<b>854</b>	<b>579</b>	<b>629</b>	<b>1,633</b>	<b>538</b>	<b>1,754</b>
<b>GENERAL OFFENSES</b>													
<b>HOMICIDE, TOTAL</b>	<b>140</b>	<b>6</b>	<b>1</b>	<b>13</b>	<b>3</b>	<b>10</b>	<b>15</b>	<b>9</b>	<b>2</b>	<b>10</b>	<b>43</b>	<b>18</b>	<b>10</b>
MURDER, FIRST DEGREE	124	6	1	11	3	9	15	9	2	8	39	15	6
OTHER HOMICIDE	16	-	-	2	-	1	-	-	-	2	4	3	4
<b>ROBBERY, TOTAL</b>	<b>299</b>	<b>2</b>	<b>2</b>	<b>15</b>	<b>10</b>	<b>21</b>	<b>23</b>	<b>25</b>	<b>22</b>	<b>16</b>	<b>96</b>	<b>22</b>	<b>45</b>
BANK	287	2	2	14	10	20	23	23	21	14	94	22	42
OTHER ROBBERY	12	-	-	1	-	1	-	2	1	2	2	-	3

**Table B-7. (Continued)**

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
<b>GENERAL OFFENSES (Continued)</b>													
ASSAULT	89	3	3	4	5	9	20	1	2	4	16	11	11
BURGLARY	6	-	-	-	2	-	-	1	2	-	1	-	-
<b>LARCENY AND THEFT, TOTAL</b>	<b>275</b>	<b>9</b>	<b>15</b>	<b>12</b>	<b>16</b>	<b>44</b>	<b>37</b>	<b>22</b>	<b>22</b>	<b>14</b>	<b>38</b>	<b>6</b>	<b>40</b>
INTERSTATE COMMERCE TRANSPORTATION, ETC. OF STOLEN PROPERTY	57	3	1	4	2	4	1	8	9	4	8	-	13
POSTAL	99	1	8	4	6	23	14	9	8	5	12	1	8
OTHER LARCENY AND THEFT	43	1	4	2	5	4	1	3	2	1	9	2	9
	76	4	2	2	3	13	21	2	3	4	9	3	10
EMBEZZLEMENT	107	-	1	14	8	7	11	9	6	15	18	2	16
<b>FRAUD, TOTAL</b>	<b>1,419</b>	<b>16</b>	<b>46</b>	<b>172</b>	<b>107</b>	<b>159</b>	<b>183</b>	<b>127</b>	<b>82</b>	<b>55</b>	<b>233</b>	<b>54</b>	<b>185</b>
INCOME TAX	142	1	1	31	16	13	10	15	11	6	22	1	15
POSTAL AND INTERSTATE WIRE, RADIO, ETC.	368	2	11	39	36	50	43	24	19	13	73	19	39
LENDING AND CREDIT	270	6	12	33	21	21	51	26	8	10	54	8	20
FALSE CLAIMS & STATMNTS.	118	2	1	8	7	20	18	11	5	5	19	2	20
OTHER FRAUD	521	5	21	61	27	55	61	51	39	21	65	24	91
AUTOTHEFT	76	1	6	6	10	9	9	8	-	3	1	2	21
FORGERY AND COUNTERFEITING	143	3	3	9	6	11	26	17	6	8	25	3	26
SEX OFFENSES	153	-	2	8	5	9	22	11	8	30	23	20	15
DRUGS	4,750	58	150	316	226	463	824	403	237	284	579	227	983
<b>MISC. GENERAL OFFENSES</b>													
<b>TOTAL</b>	<b>1,788</b>	<b>31</b>	<b>76</b>	<b>172</b>	<b>119</b>	<b>203</b>	<b>200</b>	<b>150</b>	<b>103</b>	<b>128</b>	<b>263</b>	<b>111</b>	<b>232</b>
BRIBERY	42	1	3	5	4	2	1	5	6	1	8	-	6
EXTORTION, RACKETEERING, AND THREATS	218	-	8	35	17	29	23	18	9	17	21	16	25
GAMBLING, LOTTERY	11	-	1	-	-	-	5	1	-	-	-	4	-
KIDNAPPING	52	2	2	11	2	3	7	4	2	1	9	3	6
FIREARMS, WEAPONS	1,135	27	54	62	67	127	127	103	69	88	165	75	171

**Table B-7. (Continued)**

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
<b>MISC. GENERAL OFFENSES (CONTINUED)</b>													
ESCAPE	85	-	-	4	8	13	12	8	6	4	16	4	10
PERJURY	35	-	-	5	1	7	6	3	2	1	7	-	3
DRUNK DRIVING/TRAFFIC	27	-	-	-	1	10	2	-	-	-	10	2	2
OTHER MISCELLANEOUS GENERAL OFFENSES	183	1	8	50	19	12	17	8	9	16	27	7	9
<b>SPECIAL OFFENSES</b>													
<b>IMMIGRATION LAWS</b>	<b>417</b>	<b>2</b>	<b>15</b>	<b>28</b>	<b>12</b>	<b>7</b>	<b>109</b>	<b>2</b>	<b>6</b>	<b>11</b>	<b>158</b>	<b>26</b>	<b>41</b>
<b>FEDERAL STATUTES, TOTAL</b>	<b>859</b>	<b>26</b>	<b>38</b>	<b>81</b>	<b>49</b>	<b>78</b>	<b>82</b>	<b>69</b>	<b>81</b>	<b>51</b>	<b>139</b>	<b>36</b>	<b>129</b>
AGRICULTURAL ACTS	22	-	1	1	1	1	3	1	-	2	8	4	-
ANTITRUST VIOLATIONS	4	-	-	-	2	2	-	-	-	-	-	-	-
NATIONAL DEFENSE LAWS	13	1	2	-	3	3	2	1	-	-	-	-	1
CIVIL RIGHTS	28	-	2	1	5	3	4	2	2	-	3	4	2
WITNESS INTIMIDATION	60	-	3	4	1	7	12	11	3	1	11	1	6
EXPLOSIVES/NONVESSEL	83	-	4	6	-	13	10	5	8	10	14	1	12
OTHER	649	25	26	69	37	49	51	49	68	38	103	26	108

NOTE: TOTALS INCLUDE REOPENED, REMANDED, AND REINSTATED APPEALS AS WELL AS ORIGINAL APPEALS. THIS TABLE DOES NOT INCLUDE DATA FOR THE U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT. 'COLLECTION OF DATA FOR THIS CATEGORY BEGAN ON JANUARY 1, 1997; THEREFORE, THIS TABLE REPORTS DATA FOR THIS CATEGORY FOR NINE MONTHS.