

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 December 31, 2005

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
TOTAL CASES	49,604	836	1,528	4,126	3,455	4,226	7,874	4,347	3,226	3,048	8,181	2,429	6,328
TOTAL CRIMINAL CASES	16,597	178	642	1,109	959	1,391	3,625	1,372	829	1,094	2,553	782	2,063
TOTAL CIVIL CASES	33,007	658	886	3,017	2,496	2,835	4,249	2,975	2,397	1,954	5,628	1,647	4,265
U.S. CASES	9,439	474	242	612	711	1,182	1,109	667	728	630	1,287	473	1,324
U.S. PLAINTIFF	339	5	10	40	17	22	37	16	13	21	84	22	52
NEGOTIABLE INSTRUMENTS	1	-	-	-	-	1	-	-	-	-	-	-	-
OTHER CONTRACT ACTIONS	16	-	-	4	2	-	3	-	-	-	4	1	2
CONDEMNATION OF LAND	4	-	-	-	-	-	-	-	-	-	3	1	-
OTHER REAL PROP. ACTIONS	16	-	2	3	-	2	2	-	-	2	2	1	2
TORT ACTIONS	8	1	-	1	-	-	2	-	-	-	2	1	1
CIVIL RIGHTS:													
EMPLOYMENT	30	-	-	1	3	2	4	2	2	4	5	1	6
OTHER CIVIL RIGHTS	17	1	-	6	-	-	4	1	-	1	1	1	2
FORFEITURE AND PENALTY	39	-	2	5	2	3	2	1	2	2	11	1	8
FAIR LABOR STAND. ACT	1	-	-	-	-	-	-	1	-	-	-	-	-
OTHER LABOR	10	1	-	2	-	1	1	1	1	-	3	-	-
SECUR., COMMOD., & EXCHG.	48	-	1	10	1	-	5	-	1	1	15	3	11
TAX SUITS	48	-	2	-	-	10	7	2	2	3	12	3	7
ALL OTHER	101	2	3	8	9	3	7	8	5	8	26	9	13
U.S. DEFENDANT	9,100	469	232	572	694	1,160	1,072	651	715	609	1,203	451	1,272
CONTRACT ACTIONS	71	3	3	7	3	5	9	8	3	7	12	2	9
REAL PROPERTY ACTIONS	39	-	2	2	2	5	3	5	4	4	7	3	2
TORT ACTIONS	224	14	17	15	11	13	38	16	9	8	44	14	25
CIVIL RIGHTS:													
EMPLOYMENT	391	59	8	16	16	43	53	25	17	22	48	21	63
OTHER CIVIL RIGHTS	421	44	13	76	33	23	38	37	17	17	79	16	28
PRISONER PETITIONS:													
MOTIONS TO VACATE SEN.	3,884	18	111	226	193	581	557	294	375	314	288	167	760
HABEAS CORPUS—GEN.	1,448	112	29	85	244	20	198	106	100	78	269	68	139
HABEAS CORPUS—DEATH	4	-	-	-	-	2	-	1	-	1	-	-	-
PRISONER CIVIL RIGHTS	455	81	14	19	70	3	54	33	-	36	25	42	78

Table B-7. (December 31, 2005—Continued)

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
U.S. DEFENDANT (CONTINUED)													
PRISON CONDITION	183	3	-	5	10	64	8	5	44	9	4	-	31
OTHER PRIS. PETITIONS	487	3	-	9	7	331	6	3	64	11	19	17	17
LABOR SUITS	38	4	2	2	-	4	5	3	1	1	10	2	4
SOCIAL SECURITY LAWS	609	4	15	35	67	30	57	52	35	52	147	52	63
TAX SUITS	147	2	6	12	6	8	11	18	4	15	47	11	7
ENVIRONMENTAL MATTERS	168	20	2	5	-	2	4	8	7	8	84	15	13
FREEDOM OF INFOR. ACT	76	30	1	11	4	3	3	3	-	3	14	1	3
ALL OTHER	455	72	9	47	28	23	28	34	35	23	106	20	30
PRIVATE CASES													
TOTAL	23,568	184	644	2,405	1,785	1,653	3,140	2,308	1,669	1,324	4,341	1,174	2,941
FEDERAL QUESTION													
MARINE CONTRACT	58	-	6	14	2	2	7	-	1	-	11	-	15
OTHER CONTRACT ACTIONS	387	3	14	67	18	18	43	35	7	24	86	27	45
FEDERAL EMPLOYERS LIABILITY ACT	18	-	-	7	3	-	-	1	5	1	-	-	1
MARINE INJURY	73	-	8	3	4	2	39	2	1	1	8	-	5
OTHER TORT ACTIONS	480	20	10	39	25	38	41	44	66	56	82	17	42
ANTITRUST	128	5	5	26	10	6	8	12	4	7	32	5	8
CIVIL RIGHTS:													
EMPLOYMENT	2,260	30	74	257	163	143	245	235	245	140	242	139	347
OTHER CIVIL RIGHTS	3,551	47	131	435	312	177	295	376	273	217	641	197	450
PRISONER PETITIONS:													
HABEAS CORPUS—GEN.	6,224	4	100	509	438	462	1,081	546	349	245	1,457	281	752
HABEAS CORPUS—DEATH	193	-	-	-	11	14	64	31	2	10	23	7	31
PRISONER CIVIL RIGHTS	2,691	8	42	284	212	4	624	233	10	179	565	196	334
PRISON CONDITION	1,627	4	5	23	81	425	107	148	343	117	136	-	238
OTHER PRIS. PETITIONS	73	-	2	2	1	16	11	5	1	11	11	4	9
LABOR MGMT. RELAT. ACT	131	1	6	17	12	9	4	34	11	8	23	2	4
OTHER LABOR	865	7	29	73	71	53	87	143	54	58	125	46	119
COPYRIGHT, PATENT, & TRADEMARK	440	3	26	61	35	15	27	76	21	21	104	13	38
SECUR., COMMOD., & EXCHG.	179	-	6	50	16	7	17	5	15	9	30	5	19
CONST. OF STATE STATS.	103	6	6	11	5	3	9	13	6	7	21	6	10
ALL OTHER	1,277	21	55	201	91	57	80	112	109	58	278	57	158

Table B-7. (December 31, 2005—Continued)

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
DIVERSITY OF CITIZENSHIP	2,809	25	119	326	274	202	351	257	146	155	466	172	316
INSURANCE	650	2	11	45	62	47	89	56	54	33	112	42	97
OTHER CONTRACT ACTIONS	1,158	9	52	169	103	79	115	108	90	49	209	62	113
REAL PROPERTY ACTIONS	89	1	5	5	9	5	15	5	2	3	12	19	8
PERSONAL INJURY/PRODUCT LIABILITY	211	3	10	23	32	10	34	16	-	28	27	10	18
OTHER PERSONAL INJURY	474	8	28	57	47	42	70	48	-	34	68	24	48
PERSONAL PROP. DAMAGE	180	1	11	23	19	18	18	22	-	6	28	14	20
ALL OTHER	47	1	2	4	2	1	10	2	-	2	10	1	12
GENERAL LOCAL JURISDICTION	1	-	-	-	1	-	-	-	-	-	-	-	-
CONTRACT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
REAL PROPERTY ACTIONS	1	-	-	-	1	-	-	-	-	-	-	-	-
TORT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
PRISONER PETITIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
ALL OTHER	-	-	-	-	-	-	-	-	-	-	-	-	-
CRIMINAL CASES													
TOTAL	16,597	178	642	1,109	959	1,391	3,625	1,372	829	1,094	2,553	782	2,063
VIOLENT OFFENSES	837	14	29	58	80	89	87	98	50	55	138	29	110
HOMICIDE	69	8	-	2	2	4	5	3	7	11	18	6	3
ROBBERY	346	2	7	12	39	44	23	53	27	25	50	6	58
ASSAULT	131	3	1	4	7	8	26	9	6	10	34	12	11
KIDNAPPING	48	-	-	4	2	8	12	5	5	1	8	1	2
RACKETEERING—VIOLENT CRIME	159	1	14	30	20	13	13	19	4	4	21	4	16
CARJACKING	52	-	4	1	9	9	7	3	-	-	2	-	17
TERRORISM	14	-	-	5	-	1	1	1	-	-	4	-	2
OTHER VIOLENT OFFENSES	18	-	3	-	1	2	-	5	1	4	1	-	1
PROPERTY OFFENSES	1,982	20	54	202	180	180	286	160	131	93	351	69	256
BURGLARY	5	-	-	-	-	1	-	-	-	1	3	-	-
LARCENY & THEFT, TOTAL	145	1	3	5	13	17	17	18	4	7	24	4	32
BANK	14	-	1	1	2	-	4	2	-	1	2	-	1
POSTAL	33	-	-	-	2	4	6	2	1	-	8	2	8
THEFT, U.S. PROPERTY	35	-	1	2	1	4	2	3	1	1	8	1	11
TRANSPORT, ETC. OF STOLEN PROPERTY	50	1	1	2	8	8	4	8	-	2	5	1	10
OTHER LARCENY AND THEFT OFFENSES	13	-	-	-	-	1	1	3	2	3	1	-	2

Table B-7. (December 31, 2005—Continued)

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
PROPERTY OFFENSES (CONTINUED)													
EMBEZZLEMENT	64	1	1	2	13	6	12	4	6	3	10	3	3
FRAUD, TOTAL	1,596	18	46	183	145	142	229	115	116	67	292	53	190
TAX	127	-	4	8	13	10	15	16	13	2	30	7	9
FINANCIAL INSTITUTIONS	262	5	8	33	30	21	35	21	13	15	37	8	36
SECURITIES AND EXCHANGE	48	1	2	24	1	1	9	2	2	-	3	1	2
MAIL	198	-	8	16	23	20	27	13	24	9	35	7	16
WIRE, RADIO, OR TELEVISION	150	2	3	17	13	11	15	6	19	5	34	9	16
SOCIAL SECURITY	54	1	1	4	1	2	6	4	1	9	14	3	8
CITIZENSHIP AND													
NATURALIZATION	14	-	-	-	-	1	7	1	-	-	3	-	2
PASSPORT	27	-	-	5	1	4	4	-	-	1	7	-	5
IDENTIFICATION													
DOCUMENTS & INFO.	65	1	1	10	6	5	7	8	2	2	15	1	7
FALSE CLAIMS AND													
SERVICES, GOV'T.	50	-	-	9	4	11	2	3	5	4	7	-	5
FALSE STATEMENTS	91	1	2	10	9	4	14	11	3	3	21	4	9
CONSPIRACY TO													
DEFRAUD THE U.S.	238	5	13	14	30	26	44	9	15	11	34	9	28
UNAUTHORIZED													
ACCESS DEVICES	147	-	2	21	9	21	15	12	11	3	22	3	28
HEALTH CARE	76	1	-	6	1	1	23	8	5	1	14	-	16
OTHER FRAUD OFFENSES	49	1	2	6	4	4	6	1	3	2	16	1	3
FORGERY AND COUNTERFEITING	148	-	4	12	7	9	23	19	5	13	20	7	29
OTHER PROPERTY OFFENSES	24	-	-	-	2	5	5	4	-	2	2	2	2
DRUG OFFENSES													
MARIJUANA, TOTAL	6,324	68	318	460	328	594	1,050	548	321	560	758	299	1,020
SELL, DISTRIBUTE,	625	-	21	10	7	11	277	46	12	24	118	28	71
OR DISPENSE	484	-	19	9	5	10	229	36	12	17	63	24	60
IMPORT/EXPORT	94	-	-	-	-	-	45	-	-	-	44	3	2
MANUFACTURE	39	-	2	-	2	1	-	10	-	7	10	1	6
POSSESSION	8	-	-	1	-	-	3	-	-	-	1	-	3
ALL OTHER DRUGS, TOTAL	5,562	60	292	440	310	574	756	483	308	526	611	260	942
SELL, DISTRIBUTE, OR DISPENSE	5,055	59	272	378	292	541	666	428	289	484	542	249	855
IMPORT/EXPORT	228	1	17	52	10	10	32	4	3	-	32	-	67
MANUFACTURE	262	-	3	9	7	21	55	51	13	41	35	9	18
POSSESSION	17	-	-	1	1	2	3	-	3	1	2	2	2
OTHER DRUG OFFENSES	137	8	5	10	11	9	17	19	1	10	29	11	7

Table B-7. (December 31, 2005—Continued)

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
FIREARMS, EXPLOSIVES OFFENSES	2,549	48	106	144	184	352	321	333	179	196	254	152	280
FIREARMS, TOTAL	2,478	48	106	136	178	342	318	327	175	188	240	145	275
POSSESSION BY PROHIBITED PERSONS	1,634	37	67	84	106	216	200	233	107	150	145	107	182
FURTHERANCE OF VIOLENT/ DRUG TRAFFICKING CRIMES	499	11	22	26	33	81	57	63	39	25	60	24	58
OTHER FIREARMS OFFENSES	345	-	17	26	39	45	61	31	29	13	35	14	35
EXPLOSIVES	71	-	-	8	6	10	3	6	4	8	14	7	5
SEX OFFENSES	444	1	17	25	39	22	50	45	20	60	87	29	49
SEXUAL ABUSE OF ADULTS	23	-	1	-	-	1	-	3	-	8	7	3	-
SEXUAL ABUSE OF MINORS	95	-	1	7	6	2	5	6	1	25	21	6	15
SEXUALLY EXPLICIT MATERIAL	261	1	14	15	28	16	40	29	13	21	42	16	26
OTHER SEX OFFENSES	65	-	1	3	5	3	5	7	6	6	17	4	8
JUSTICE SYSTEM OFFENSES	232	-	10	23	18	20	28	14	16	15	44	12	32
OBSTRUCTION OF JUSTICE	98	-	6	15	9	12	5	5	5	7	16	3	15
ESCAPE FROM CUSTODY	41	-	2	1	1	3	7	2	6	4	11	2	2
FAILURE TO APPEAR	26	-	-	4	1	1	6	2	4	1	3	3	1
OTHER JUSTICE SYSTEM OFFENSES	67	-	2	3	7	4	10	5	1	3	14	4	14
IMMIGRATION OFFENSES	3,004	3	69	95	42	49	1,662	63	49	39	699	134	100
ALIEN SMUGGLING	245	-	3	9	5	3	153	3	1	1	56	4	7
IMPROPER ENTRY BY ALIEN	50	-	-	-	-	1	19	-	1	-	28	1	-
IMPROPER REENTRY BY ALIEN	2,683	3	65	85	34	42	1,487	58	47	35	609	129	89
OTHER IMMIGRATION OFFENSES	26	-	1	1	3	3	3	2	-	3	6	-	4
GENERAL OFFENSES	604	17	21	75	40	25	69	51	47	29	100	17	113
MONEY LAUNDERING	399	15	7	44	22	17	50	37	25	19	69	10	84
RICO *	69	-	6	21	5	-	1	3	13	2	10	-	8
EXTORTION AND THREATS	47	2	1	4	3	3	6	5	4	3	9	1	6
OTHER GENERAL OFFENSES	89	-	7	6	10	5	12	6	5	5	12	6	15
REGULATORY OFFENSES	126	3	3	10	2	15	23	21	4	6	25	9	5
TRAFFIC OFFENSES	18	-	-	-	3	6	1	-	-	-	5	-	3
UNCLASSIFIED OFFENSES	477	4	15	17	43	39	48	39	12	41	92	32	95

NOTE: THIS TABLE INCLUDES APPEALS REOPENED, REMANDED, AND REINSTATED (AFTER BEING TERMINATED DUE TO PROCEDURAL DEFAULTS) 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 THERAFTER ARE NOT COMPARABLE TO OFFENSE DATA FOR PREVIOUS YEARS.
 * RICO = RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS.