

**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 June 30, 2005**

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>48,907</b>	<b>832</b>	<b>1,537</b>	<b>3,866</b>	<b>3,295</b>	<b>4,305</b>	<b>8,166</b>	<b>4,086</b>	<b>3,020</b>	<b>2,981</b>	<b>7,973</b>	<b>2,518</b>	<b>6,328</b>
<b>TOTAL CRIMINAL CASES</b>	<b>15,831</b>	<b>176</b>	<b>601</b>	<b>927</b>	<b>789</b>	<b>1,438</b>	<b>3,633</b>	<b>1,252</b>	<b>685</b>	<b>1,128</b>	<b>2,258</b>	<b>783</b>	<b>2,161</b>
<b>TOTAL CIVIL CASES</b>	<b>33,076</b>	<b>656</b>	<b>936</b>	<b>2,939</b>	<b>2,506</b>	<b>2,867</b>	<b>4,533</b>	<b>2,834</b>	<b>2,335</b>	<b>1,853</b>	<b>5,715</b>	<b>1,735</b>	<b>4,167</b>
<b>U.S. CASES</b>													
<b>TOTAL</b>	<b>9,055</b>	<b>456</b>	<b>248</b>	<b>578</b>	<b>717</b>	<b>1,097</b>	<b>1,070</b>	<b>585</b>	<b>699</b>	<b>553</b>	<b>1,291</b>	<b>480</b>	<b>1,281</b>
<b>U.S. PLAINTIFF</b>	<b>356</b>	<b>8</b>	<b>13</b>	<b>50</b>	<b>25</b>	<b>24</b>	<b>31</b>	<b>26</b>	<b>13</b>	<b>15</b>	<b>75</b>	<b>22</b>	<b>54</b>
NEGOTIABLE INSTRUMENTS	-	-	-	-	-	-	-	-	-	-	-	-	-
OTHER CONTRACT ACTIONS	20	-	3	4	2	-	1	3	1	-	3	1	2
CONDEMNATION OF LAND	6	-	-	-	-	1	1	-	-	-	4	-	-
OTHER REAL PROP. ACTIONS	16	-	3	1	2	2	4	-	1	2	-	-	1
TORT ACTIONS	8	1	-	-	-	-	3	-	-	-	1	1	2
CIVIL RIGHTS:													
EMPLOYMENT	30	-	-	5	3	5	-	3	1	-	6	2	5
OTHER CIVIL RIGHTS	10	1	-	3	-	-	-	1	-	1	-	1	3
FORFEITURE AND PENALTY	50	1	1	6	2	2	5	7	3	1	12	2	8
FAIR LABOR STAND. ACT	2	-	-	-	-	1	-	1	-	-	-	-	-
OTHER LABOR	10	1	-	3	-	-	-	-	1	-	4	-	1
SECUR., COMMOD., & EXCHG.	58	-	-	16	2	-	5	1	1	1	14	4	14
TAX SUITS	43	-	2	1	3	5	5	2	1	5	11	4	4
ALL OTHER	103	4	4	11	11	8	7	8	4	5	20	7	14
<b>U.S. DEFENDANT</b>	<b>8,699</b>	<b>448</b>	<b>235</b>	<b>528</b>	<b>692</b>	<b>1,073</b>	<b>1,039</b>	<b>559</b>	<b>686</b>	<b>538</b>	<b>1,216</b>	<b>458</b>	<b>1,227</b>
CONTRACT ACTIONS	62	3	2	7	3	6	8	5	5	9	7	1	6
REAL PROPERTY ACTIONS	38	-	1	1	3	3	3	3	1	5	8	10	-
TORT ACTIONS	230	14	17	13	19	12	31	17	17	15	42	14	19
CIVIL RIGHTS:													
EMPLOYMENT	389	48	10	18	13	60	57	17	19	17	46	24	60
OTHER CIVIL RIGHTS	460	62	19	64	45	21	42	29	13	17	96	15	37
PRISONER PETITIONS:													
MOTIONS TO VACATE SEN.	3,427	16	117	190	142	486	517	252	342	247	245	163	710
HABEAS CORPUS—GEN.	1,493	74	30	96	276	19	187	88	112	68	344	70	129
HABEAS CORPUS—DEATH	3	-	-	-	-	2	-	1	-	-	-	-	-
PRISONER CIVIL RIGHTS	435	70	6	22	63	1	58	24	-	33	26	42	90

**Table B-7. (June 30, 2005—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	170	4	-	4	6	53	12	4	35	10	2	1	39
OTHER PRIS. PETITIONS	477	2	2	6	4	333	6	6	67	11	17	14	9
LABOR SUITS	36	4	1	3	1	2	5	3	1	-	11	1	4
SOCIAL SECURITY LAWS	638	6	16	32	68	32	73	52	35	57	148	51	68
TAX SUITS	156	4	6	14	8	7	14	19	1	10	54	10	9
ENVIRONMENTAL MATTERS	142	19	-	3	-	4	5	6	3	16	62	16	8
FREEDOM OF INFOR. ACT	80	33	2	10	5	1	4	2	2	4	11	3	3
ALL OTHER	463	89	6	45	36	31	17	31	33	19	97	23	36
<b>PRIVATE CASES</b>													
<b>TOTAL</b>	<b>24,021</b>	<b>200</b>	<b>688</b>	<b>2,361</b>	<b>1,789</b>	<b>1,770</b>	<b>3,463</b>	<b>2,249</b>	<b>1,636</b>	<b>1,300</b>	<b>4,424</b>	<b>1,255</b>	<b>2,886</b>
<b>FEDERAL QUESTION</b>													
MARINE CONTRACT	60	-	6	10	4	1	7	1	2	-	15	2	12
OTHER CONTRACT ACTIONS	391	5	11	72	21	16	62	34	10	15	79	28	38
FEDERAL EMPLOYERS LIABILITY ACT	21	-	-	5	3	-	-	2	3	1	4	3	-
MARINE INJURY	89	-	4	4	3	1	52	4	1	-	12	-	8
OTHER TORT ACTIONS	537	18	12	44	18	37	48	38	65	62	114	15	66
ANTITRUST	126	6	6	23	11	9	13	12	2	4	25	8	7
CIVIL RIGHTS:													
EMPLOYMENT	2,255	22	65	231	152	165	273	239	236	150	247	144	331
OTHER CIVIL RIGHTS	3,568	52	162	396	307	187	330	394	255	233	590	210	452
PRISONER PETITIONS:													
HABEAS CORPUS—GEN.	6,312	6	88	525	391	491	1,187	509	365	232	1,483	299	736
HABEAS CORPUS—DEATH	169	-	-	-	4	15	66	22	3	11	15	7	26
PRISONER CIVIL RIGHTS	2,655	11	42	298	211	12	604	203	8	166	569	242	289
PRISON CONDITION	1,753	1	6	25	117	474	154	147	322	102	134	1	270
OTHER PRIS. PETITIONS	78	1	2	3	4	12	14	2	3	22	7	4	4
LABOR MGMT. RELAT. ACT	134	-	7	23	12	8	3	26	15	10	22	-	8
OTHER LABOR	854	6	44	75	67	45	105	131	64	54	117	42	104
COPYRIGHT, PATENT, AND TRADEMARK	446	2	22	59	36	14	34	73	22	20	120	15	29
SECUR., COMMOD., & EXCHG.	177	3	8	52	24	4	17	7	13	10	24	5	10
CONST. OF STATE STATS.	98	5	5	17	4	5	11	8	4	10	19	4	6
ALL OTHER	1,277	29	58	191	105	61	81	112	104	51	283	68	134

**Table B-7. (June 30, 2005—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>3,020</b>	<b>33</b>	<b>140</b>	<b>308</b>	<b>294</b>	<b>213</b>	<b>402</b>	<b>285</b>	<b>139</b>	<b>147</b>	<b>545</b>	<b>158</b>	<b>356</b>
INSURANCE	650	2	17	47	70	46	95	66	43	20	118	38	88
OTHER CONTRACT ACTIONS	1,219	10	58	144	121	83	123	125	92	64	211	61	127
REAL PROPERTY ACTIONS	81	1	8	5	4	10	18	5	3	2	7	7	11
PERSONAL INJURY/PRODUCT LIABILITY	267	1	11	23	40	14	39	18	-	16	73	9	23
OTHER PERSONAL INJURY	518	19	34	55	35	43	91	42	-	35	96	23	45
PERSONAL PROP. DAMAGE	239	-	8	29	22	16	24	28	1	9	34	17	51
ALL OTHER	46	-	4	5	2	1	12	1	-	1	6	3	11
<b>GENERAL LOCAL JURISDICTION</b>	<b>1</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>1</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
CONTRACT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
REAL PROPERTY ACTIONS	1	-	-	-	1	-	-	-	-	-	-	-	-
TORT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
PRISONER PETITIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
ALL OTHER	-	-	-	-	-	-	-	-	-	-	-	-	-
<b>CRIMINAL CASES</b>													
<b>TOTAL</b>	<b>15,831</b>	<b>176</b>	<b>601</b>	<b>927</b>	<b>789</b>	<b>1,438</b>	<b>3,633</b>	<b>1,252</b>	<b>685</b>	<b>1,128</b>	<b>2,258</b>	<b>783</b>	<b>2,161</b>
<b>VIOLENT OFFENSES</b>	<b>768</b>	<b>12</b>	<b>34</b>	<b>37</b>	<b>63</b>	<b>98</b>	<b>103</b>	<b>70</b>	<b>44</b>	<b>60</b>	<b>108</b>	<b>32</b>	<b>107</b>
HOMICIDE	66	8	1	-	5	7	5	2	8	7	14	5	4
ROBBERY	375	3	10	9	36	64	39	49	27	21	41	14	62
ASSAULT	111	-	4	9	6	6	17	3	5	17	28	8	8
KIDNAPPING	44	-	1	1	1	4	24	-	1	2	6	-	4
RACKETEERING—VIOLENT CRIME	105	-	11	16	11	8	9	12	1	4	18	3	12
CARJACKING	47	1	5	-	4	7	9	2	-	1	-	2	16
TERRORISM	2	-	-	1	-	1	-	-	-	-	-	-	-
OTHER VIOLENT OFFENSES	18	-	2	1	-	1	-	2	2	8	1	-	1
<b>PROPERTY OFFENSES</b>	<b>1,974</b>	<b>17</b>	<b>61</b>	<b>191</b>	<b>156</b>	<b>178</b>	<b>289</b>	<b>167</b>	<b>112</b>	<b>99</b>	<b>310</b>	<b>80</b>	<b>314</b>
<b>BURGLARY</b>	<b>6</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>1</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>1</b>	<b>4</b>	<b>-</b>	<b>-</b>
<b>LARCENY &amp; THEFT, TOTAL</b>	<b>189</b>	<b>-</b>	<b>5</b>	<b>14</b>	<b>11</b>	<b>20</b>	<b>27</b>	<b>21</b>	<b>4</b>	<b>9</b>	<b>34</b>	<b>7</b>	<b>37</b>
BANK	18	-	1	2	2	1	6	1	-	-	2	1	2
POSTAL	56	-	1	-	2	7	15	2	-	1	17	3	8
THEFT, U.S. PROPERTY	43	-	1	6	1	3	1	8	1	1	12	1	8
TRANSPORT, ETC. OF STOLEN PROPERTY	55	-	-	6	6	9	4	7	2	2	3	2	14
OTHER LARCENY AND THEFT OFFENSES	17	-	2	-	-	-	1	3	1	5	-	-	5

**Table B-7. (June 30, 2005—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>80</b>	<b>-</b>	<b>1</b>	<b>3</b>	<b>11</b>	<b>6</b>	<b>14</b>	<b>11</b>	<b>5</b>	<b>6</b>	<b>10</b>	<b>7</b>	<b>6</b>
<b>FRAUD, TOTAL</b>	<b>1,504</b>	<b>17</b>	<b>50</b>	<b>161</b>	<b>117</b>	<b>132</b>	<b>218</b>	<b>118</b>	<b>100</b>	<b>72</b>	<b>237</b>	<b>54</b>	<b>228</b>
TAX	97	-	5	9	6	10	13	17	4	2	8	10	13
FINANCIAL INSTITUTIONS	261	4	7	26	20	22	31	31	14	15	33	17	41
SECURITIES AND EXCHANGE	32	1	1	16	-	2	3	1	2	-	2	1	3
MAIL	189	1	9	10	17	17	33	11	20	12	31	4	24
WIRE, RADIO, OR TELEVISION	119	1	8	11	10	13	12	7	12	2	15	4	24
SOCIAL SECURITY	59	1	-	4	-	7	7	2	2	8	20	1	7
CITIZENSHIP AND NATURALIZATION	20	-	-	-	1	-	11	1	-	-	4	-	3
PASSPORT	35	-	3	8	2	5	4	1	-	2	6	-	4
IDENTIFICATION DOCUMENTS & INFO.	67	3	1	10	3	6	6	9	2	3	15	-	9
FALSE CLAIMS AND SERVICES, GOV'T.	67	1	-	8	4	6	5	3	7	1	11	-	21
FALSE STATEMENTS	74	-	3	10	11	4	10	4	6	6	12	2	6
CONSPIRACY TO DEFRAUD THE U.S.	261	4	6	17	28	22	50	15	17	11	36	12	43
UNAUTHORIZED ACCESS DEVICES	124	-	5	19	9	12	13	10	8	4	21	2	21
HEALTH CARE	56	1	1	6	1	2	18	5	4	1	11	1	5
OTHER FRAUD OFFENSES	43	-	1	7	5	4	2	1	2	5	12	-	4
<b>FORGERY AND COUNTERFEITING</b>	<b>171</b>	<b>-</b>	<b>4</b>	<b>11</b>	<b>16</b>	<b>16</b>	<b>26</b>	<b>15</b>	<b>3</b>	<b>10</b>	<b>22</b>	<b>9</b>	<b>39</b>
<b>OTHER PROPERTY OFFENSES</b>	<b>24</b>	<b>-</b>	<b>1</b>	<b>2</b>	<b>-</b>	<b>4</b>	<b>4</b>	<b>2</b>	<b>-</b>	<b>1</b>	<b>3</b>	<b>3</b>	<b>4</b>
<b>DRUG OFFENSES</b>	<b>5,962</b>	<b>78</b>	<b>288</b>	<b>343</b>	<b>285</b>	<b>591</b>	<b>1,097</b>	<b>491</b>	<b>253</b>	<b>544</b>	<b>680</b>	<b>279</b>	<b>1,033</b>
<b>MARIJUANA, TOTAL</b>	<b>651</b>	<b>2</b>	<b>16</b>	<b>14</b>	<b>4</b>	<b>15</b>	<b>286</b>	<b>42</b>	<b>11</b>	<b>27</b>	<b>134</b>	<b>32</b>	<b>68</b>
SELL, DISTRIBUTE, OR DISPENSE	436	1	14	13	3	12	192	30	11	20	75	23	42
IMPORT/EXPORT	122	-	-	-	-	-	73	-	-	-	43	3	3
MANUFACTURE	46	-	2	-	1	2	2	12	-	5	12	3	7
POSSESSION	47	1	-	1	-	1	19	-	-	2	4	3	16
<b>ALL OTHER DRUGS, TOTAL</b>	<b>5,169</b>	<b>68</b>	<b>271</b>	<b>321</b>	<b>258</b>	<b>566</b>	<b>775</b>	<b>438</b>	<b>241</b>	<b>509</b>	<b>526</b>	<b>236</b>	<b>960</b>
SELL, DISTRIBUTE, OR DISPENSE	4,218	36	241	256	225	503	605	352	197	426	437	212	728
IMPORT/EXPORT	248	1	13	50	9	3	47	3	2	-	27	-	93
MANUFACTURE	280	-	-	3	8	18	58	66	13	47	32	13	22
POSSESSION	423	31	17	12	16	42	65	17	29	36	30	11	117
<b>OTHER DRUG OFFENSES</b>	<b>142</b>	<b>8</b>	<b>1</b>	<b>8</b>	<b>23</b>	<b>10</b>	<b>36</b>	<b>11</b>	<b>1</b>	<b>8</b>	<b>20</b>	<b>11</b>	<b>5</b>
<b>FIREARMS &amp; EXPLOSIVES OFFENSES</b>	<b>2,488</b>	<b>51</b>	<b>92</b>	<b>131</b>	<b>149</b>	<b>390</b>	<b>326</b>	<b>326</b>	<b>126</b>	<b>233</b>	<b>224</b>	<b>157</b>	<b>283</b>
<b>FIREARMS, TOTAL</b>	<b>2,435</b>	<b>50</b>	<b>89</b>	<b>123</b>	<b>146</b>	<b>383</b>	<b>324</b>	<b>322</b>	<b>124</b>	<b>229</b>	<b>215</b>	<b>153</b>	<b>277</b>
POSSESSION BY PROHIBITED PERSONS	1,660	42	61	80	95	257	203	220	81	180	134	118	189

**Table B-7. (June 30, 2005—Continued)**

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
<b>FIREARMS &amp; EXPLOSIVES OFFENSES (CONTINUED)</b>													
FURTHERANCE OF VIOLENT/ DRUG-TRAFFICKING CRIMES	433	8	15	20	23	74	59	66	16	22	51	24	55
OTHER FIREARMS OFFENSES	342	-	13	23	28	52	62	36	27	27	30	11	33
<b>EXPLOSIVES</b>	<b>53</b>	<b>1</b>	<b>3</b>	<b>8</b>	<b>3</b>	<b>7</b>	<b>2</b>	<b>4</b>	<b>2</b>	<b>4</b>	<b>9</b>	<b>4</b>	<b>6</b>
<b>SEX OFFENSES</b>													
SEXUAL ABUSE OF ADULTS	17	-	-	-	-	1	1	2	-	4	4	4	1
SEXUAL ABUSE OF MINORS	81	-	1	8	4	2	4	3	1	22	19	8	9
SEXUALLY EXPLICIT MATERIAL	244	-	8	17	20	11	42	27	15	19	37	18	30
OTHER SEX OFFENSES	61	-	1	3	5	4	3	4	5	2	20	5	9
<b>JUSTICE SYSTEM OFFENSES</b>													
OBSTRUCTION OF JUSTICE	81	-	5	13	8	7	4	3	-	8	7	3	23
ESCAPE FROM CUSTODY	47	-	1	1	1	5	8	1	5	3	17	-	5
FAILURE TO APPEAR	30	-	-	3	-	2	6	2	2	1	4	6	4
OTHER JUSTICE SYSTEM OFFENSES	58	-	2	5	4	7	6	4	1	6	8	6	9
<b>IMMIGRATION OFFENSES</b>													
ALIEN SMUGGLING	228	-	2	4	5	2	136	1	2	5	57	6	8
IMPROPER ENTRY BY ALIEN	54	-	-	-	1	1	19	-	-	1	30	1	1
IMPROPER REENTRY BY ALIEN	2,580	4	56	67	31	45	1,463	51	49	37	541	126	110
OTHER IMMIGRATION OFFENSES	26	-	1	-	3	1	2	2	2	1	8	-	6
<b>GENERAL OFFENSES</b>													
MONEY LAUNDERING	347	5	20	39	9	25	40	29	19	20	54	13	74
RICO <sup>1</sup>	69	-	2	28	1	-	1	3	14	4	4	-	12
EXTORTION AND THREATS	54	2	6	4	3	6	5	7	3	6	6	1	5
OTHER GENERAL OFFENSES	83	3	2	6	7	11	12	5	6	2	13	8	8
<b>REGULATORY OFFENSES</b>													
	117	2	7	9	4	9	17	15	7	7	19	12	9
<b>TRAFFIC OFFENSES</b>													
	12	-	-	-	2	3	2	-	-	-	4	-	1
<b>UNCLASSIFIED OFFENSES</b>													
	450	2	12	18	28	39	47	39	19	44	84	18	100

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. CATEGORIES FOR CRIMINAL OFFENSES WERE MODIFIED TO CORRESPOND WITH CATEGORIES USED IN TABLES REPORTING CRIMINAL DATA FOR THE U.S. DISTRICT COURTS.

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