

Table B-5.
U.S. Courts of Appeals—Appeals Terminated on the Merits, by Circuit,
During the 12-Month Period Ending March 31, 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	65,308	50.3	32,834	24,935	3,095	2,544	1,123	1,137	8.5
CRIMINAL	15,021	72.6	10,903	8,890	1,018	606	360	29	5.6
U.S. PRISONER PETITIONS	5,613	25.3	1,420	1,114	139	111	32	24	7.8
OTHER U.S. CIVIL	2,821	59.1	1,667	1,358	80	182	40	7	10.9
PRIV. PRISONER PETITIONS	10,839	25.4	2,752	1,988	392	278	76	18	10.1
OTHER PRIVATE CIVIL	12,016	49.1	5,894	4,671	334	763	78	48	12.9
BANKRUPTCY	856	54.1	463	353	38	62	5	5	13.4
ADMINISTRATIVE APPEALS	14,052	45.2	6,358	3,343	971	506	532	1,006	8.0
ORIGINAL PROCEEDINGS	4,090	82.6	3,377	3,218	123	36	-	-	-
DISTRICT OF COLUMBIA	1,296	45.2	586	455	29	75	23	4	13.7
CRIMINAL	159	49.7	79	60	2	11	6	-	13.9
U.S. PRISONER PETITIONS	140	40.7	57	45	3	4	3	2	7.0
OTHER U.S. CIVIL	260	64.6	168	134	4	20	9	1	11.9
PRIV. PRISONER PETITIONS	22	45.5	10	8	-	2	-	-	20.0
OTHER PRIVATE CIVIL	197	51.3	101	85	2	13	1	-	12.9
BANKRUPTCY	2	50.0	1	1	-	-	-	-	-
ADMINISTRATIVE APPEALS	431	25.1	108	70	11	22	4	1	20.4
ORIGINAL PROCEEDINGS	85	72.9	62	52	7	3	-	-	-
FIRST CIRCUIT	1,818	57.2	1,040	910	40	82	8	-	8.3
CRIMINAL	688	63.5	437	387	14	31	5	-	7.1
U.S. PRISONER PETITIONS	142	23.9	34	31	1	2	-	-	5.9
OTHER U.S. CIVIL	80	72.5	58	47	4	7	-	-	12.1
PRIV. PRISONER PETITIONS	127	33.1	42	40	-	2	-	-	4.8
OTHER PRIVATE CIVIL	461	54.2	250	210	12	28	-	-	11.2
BANKRUPTCY	37	73.0	27	20	1	5	1	-	18.5
ADMINISTRATIVE APPEALS	225	61.8	139	124	6	7	2	-	5.0
ORIGINAL PROCEEDINGS	58	91.4	53	51	2	-	-	-	-
SECOND CIRCUIT	8,251	40.6	3,347	1,982	446	342	98	479	10.8
CRIMINAL	858	52.6	451	396	23	22	10	-	4.9
U.S. PRISONER PETITIONS	298	14.8	44	16	19	3	3	3	6.8
OTHER U.S. CIVIL	234	41.5	97	63	21	11	2	-	11.3
PRIV. PRISONER PETITIONS	733	17.2	126	63	34	20	8	1	15.9
OTHER PRIVATE CIVIL	1,338	42.2	564	351	115	69	16	13	12.2
BANKRUPTCY	110	34.5	38	23	8	6	1	-	15.8
ADMINISTRATIVE APPEALS	4,403	41.2	1,815	874	213	208	58	462	11.5
ORIGINAL PROCEEDINGS	277	76.5	212	196	13	3	-	-	-

Table B-5. (March 31, 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	3,988	55.1	2,199	1,740	160	225	69	5	11.2
CRIMINAL	730	76.6	559	480	14	61	3	1	10.9
U.S. PRISONER PETITIONS	413	43.3	179	146	21	10	-	2	5.6
OTHER U.S. CIVIL	191	64.4	123	97	7	11	8	-	8.9
PRIV. PRISONER PETITIONS	690	22.8	157	96	38	19	3	1	12.1
OTHER PRIVATE CIVIL	892	52.7	470	366	36	64	4	-	13.6
BANKRUPTCY	117	67.5	79	61	9	9	-	-	11.4
ADMINISTRATIVE APPEALS	727	60.5	440	319	18	51	51	1	11.6
ORIGINAL PROCEEDINGS	228	84.2	192	175	17	-	-	-	-
FOURTH CIRCUIT	5,094	55.1	2,808	2,433	173	161	40	1	6.4
CRIMINAL	1,382	77.6	1,073	903	83	72	15	-	6.7
U.S. PRISONER PETITIONS	1,039	29.8	310	273	16	18	3	-	5.8
OTHER U.S. CIVIL	180	72.8	131	120	9	2	-	-	1.5
PRIV. PRISONER PETITIONS	1,052	27.7	291	254	26	11	-	-	3.8
OTHER PRIVATE CIVIL	660	57.9	382	327	19	35	1	-	9.2
BANKRUPTCY	57	61.4	35	25	6	4	-	-	11.4
ADMINISTRATIVE APPEALS	400	75.3	301	251	9	19	21	1	6.3
ORIGINAL PROCEEDINGS	324	88.0	285	280	5	-	-	-	-
FIFTH CIRCUIT	9,421	51.0	4,808	3,797	538	320	153	-	7.1
CRIMINAL	3,328	78.8	2,621	2,119	317	113	72	-	4.3
U.S. PRISONER PETITIONS	846	18.0	152	115	27	7	3	-	4.6
OTHER U.S. CIVIL	339	51.3	174	152	9	13	-	-	7.5
PRIV. PRISONER PETITIONS	2,057	18.5	380	189	138	40	13	-	10.5
OTHER PRIVATE CIVIL	1,405	47.8	672	529	32	108	3	-	16.1
BANKRUPTCY	129	55.8	72	62	4	6	-	-	8.3
ADMINISTRATIVE APPEALS	745	47.0	350	259	4	25	62	-	7.1
ORIGINAL PROCEEDINGS	572	67.7	387	372	7	8	-	-	-
SIXTH CIRCUIT	5,111	55.2	2,823	2,412	102	226	80	3	9.5
CRIMINAL	1,151	67.6	778	668	30	40	40	-	5.1
U.S. PRISONER PETITIONS	366	29.8	109	98	1	9	1	-	8.3
OTHER U.S. CIVIL	215	70.7	152	134	1	17	-	-	11.2
PRIV. PRISONER PETITIONS	998	30.5	304	258	7	33	6	-	10.9
OTHER PRIVATE CIVIL	1,300	52.8	686	564	14	105	1	2	15.3
BANKRUPTCY	74	52.7	39	31	1	5	1	1	12.8
ADMINISTRATIVE APPEALS	454	65.0	295	240	9	15	31	-	5.1
ORIGINAL PROCEEDINGS	553	83.2	460	419	39	2	-	-	-

Table B-5. (March 31, 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	3,473	46.3	1,608	1,170	122	211	68	37	14.4
CRIMINAL	809	66.4	537	362	115	49	11	-	9.1
U.S. PRISONER PETITIONS	455	19.6	89	74	-	11	-	4	12.4
OTHER U.S. CIVIL	139	59.0	82	66	-	9	1	6	11.0
PRIV. PRISONER PETITIONS	642	23.1	148	113	-	33	1	1	22.3
OTHER PRIVATE CIVIL	905	42.8	387	297	1	75	-	14	19.4
BANKRUPTCY	49	46.9	23	17	-	4	-	2	17.4
ADMINISTRATIVE APPEALS	285	68.1	194	100	-	29	55	10	14.9
ORIGINAL PROCEEDINGS	189	78.3	148	141	6	1	-	-	-
EIGHTH CIRCUIT	3,326	61.5	2,045	1,713	140	167	24	1	9.5
CRIMINAL	996	72.5	722	579	72	60	11	-	8.3
U.S. PRISONER PETITIONS	365	28.5	104	84	9	5	5	1	4.8
OTHER U.S. CIVIL	177	74.0	131	112	4	14	1	-	10.7
PRIV. PRISONER PETITIONS	568	34.0	193	163	10	17	3	-	8.8
OTHER PRIVATE CIVIL	706	64.6	456	378	24	54	-	-	11.8
BANKRUPTCY	32	65.6	21	16	2	3	-	-	14.3
ADMINISTRATIVE APPEALS	162	67.3	109	77	16	12	4	-	11.0
ORIGINAL PROCEEDINGS	320	96.6	309	304	3	2	-	-	-
NINTH CIRCUIT	13,604	47.3	6,434	4,218	855	309	474	578	5.2
CRIMINAL	2,367	70.5	1,669	1,294	144	58	160	13	3.5
U.S. PRISONER PETITIONS	421	22.6	95	74	4	4	8	5	4.2
OTHER U.S. CIVIL	550	51.6	284	227	10	36	11	-	12.7
PRIV. PRISONER PETITIONS	2,087	29.5	616	530	9	35	30	12	5.7
OTHER PRIVATE CIVIL	1,868	44.4	830	666	23	91	31	19	11.0
BANKRUPTCY	147	48.3	71	55	4	11	-	1	15.5
ADMINISTRATIVE APPEALS	5,372	39.4	2,119	638	658	61	234	528	2.9
ORIGINAL PROCEEDINGS	792	94.7	750	734	3	13	-	-	-
TENTH CIRCUIT	2,839	58.9	1,673	1,242	201	146	72	12	9.2
CRIMINAL	794	80.0	635	488	92	30	24	1	4.7
U.S. PRISONER PETITIONS	296	40.9	121	78	18	14	5	6	11.6
OTHER U.S. CIVIL	188	69.7	131	95	4	24	8	-	18.3
PRIV. PRISONER PETITIONS	538	34.9	188	124	22	28	11	3	14.9
OTHER PRIVATE CIVIL	691	57.3	396	317	21	43	15	-	10.9
BANKRUPTCY	25	56.0	14	9	3	1	1	-	7.1
ADMINISTRATIVE APPEALS	121	62.0	75	38	23	4	8	2	5.3
ORIGINAL PROCEEDINGS	186	60.8	113	93	18	2	-	-	-

Table B-5. (March 31, 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	7,087	48.9	3,463	2,863	289	280	14	17	9.1
CRIMINAL	1,759	76.3	1,342	1,154	112	59	3	14	4.4
U.S. PRISONER PETITIONS	832	15.1	126	80	20	24	1	1	19.0
OTHER U.S. CIVIL	268	50.7	136	111	7	18	-	-	13.2
PRIV. PRISONER PETITIONS	1,325	22.4	297	150	108	38	1	-	12.8
OTHER PRIVATE CIVIL	1,593	43.9	700	581	35	78	6	-	11.1
BANKRUPTCY	77	55.8	43	33	-	8	1	1	18.6
ADMINISTRATIVE APPEALS	727	56.8	413	353	4	53	2	1	12.8
ORIGINAL PROCEEDINGS	506	80.2	406	401	3	2	-	-	-

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.