

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, 2004

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
TOTAL CASES	45,905	792	1,474	3,714	3,004	4,217	7,325	3,847	2,796	2,709	7,723	2,370	5,934
TOTAL CRIMINAL CASES	13,065	149	554	842	617	1,147	2,728	1,080	547	1,012	1,873	698	1,818
TOTAL CIVIL CASES	32,840	643	920	2,872	2,387	3,070	4,597	2,767	2,249	1,697	5,850	1,672	4,116
U.S. CASES	8,258	439	257	515	637	1,089	955	530	585	455	1,166	458	1,172
TOTAL													
U.S. PLAINTIFF	377	4	15	51	23	28	31	26	21	28	74	23	53
NEGOTIABLE INSTRUMENTS	1	-	-	-	-	-	1	-	-	-	-	-	-
OTHER CONTRACT ACTIONS	20	-	5	4	2	-	-	3	1	-	2	1	2
CONDEMNATION OF LAND	7	-	-	-	-	2	1	1	-	-	3	-	-
OTHER REAL PROP. ACTIONS	16	-	1	1	2	1	3	-	1	1	2	3	1
TORT ACTIONS	5	-	-	-	-	-	1	-	-	2	-	-	2
CIVIL RIGHTS:													
EMPLOYMENT	31	-	-	5	1	4	-	2	2	5	6	2	4
OTHER CIVIL RIGHTS	13	-	-	1	-	-	1	1	-	3	2	1	4
FORFEITURE AND PENALTY	67	2	4	4	1	4	6	9	6	1	19	3	8
FAIR LABOR STAND. ACT	3	-	-	1	-	1	-	-	-	-	1	-	-
OTHER LABOR	10	-	-	5	-	-	-	-	2	-	1	1	1
SECUR., COMMOD., & EXCHG.	56	-	2	14	1	2	3	2	3	-	8	4	17
TAX SUITS	37	-	-	2	7	3	3	2	2	4	8	4	2
ALL OTHER	111	2	3	14	9	11	12	6	4	12	22	4	12
U.S. DEFENDANT	7,881	435	242	464	614	1,061	924	504	564	427	1,092	435	1,119
CONTRACT ACTIONS	54	5	-	2	2	9	3	4	3	5	10	2	9
REAL PROPERTY ACTIONS	47	-	2	2	2	2	3	2	2	6	14	10	2
TORT ACTIONS	230	15	13	12	19	10	25	18	17	14	58	8	21
CIVIL RIGHTS:													
EMPLOYMENT	364	63	10	20	18	49	33	22	21	19	41	16	52
OTHER CIVIL RIGHTS	473	52	22	50	36	23	53	30	19	19	106	22	41

Table B-7. (December 31, 2004—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)													
PRISONER PETITIONS:													
MOTIONS TO VACATE SEN.	2,780	19	102	161	119	467	419	211	266	153	155	111	597
HABEAS CORPUS—GEN.	1,254	18	33	76	209	16	181	65	94	52	300	77	133
HABEAS CORPUS—DEATH	4	-	-	-	4	-	-	-	-	-	-	-	-
PRISONER CIVIL RIGHTS	411	71	9	17	52	1	61	19	-	22	26	65	68
PRISON CONDITION*	159	4	-	3	5	58	13	3	29	6	2	1	35
OTHER PRIS. PETITIONS	475	7	2	5	3	344	6	8	59	12	9	11	9
LABOR SUITS	31	3	3	2	2	1	5	2	1	-	10	-	2
SOCIAL SECURITY LAWS	749	6	25	43	82	39	76	70	26	75	144	61	102
TAX SUITS	155	3	6	11	14	8	13	18	2	8	57	5	10
ENVIRONMENTAL MATTERS	141	24	2	4	2	3	5	2	1	16	58	17	7
FREEDOM OF INFOR. ACT	76	36	3	6	3	1	1	3	4	1	12	5	1
ALL OTHER	478	109	10	50	42	30	27	27	20	19	90	24	30
PRIVATE CASES	24,582	204	663	2,357	1,750	1,981	3,642	2,237	1,664	1,242	4,684	1,214	2,944
TOTAL													
FEDERAL QUESTION	21,529	168	522	2,062	1,451	1,759	3,235	1,922	1,525	1,111	4,167	1,063	2,544
MARINE CONTRACT	81	-	4	18	4	-	22	2	1	-	15	2	13
OTHER CONTRACT ACTIONS	412	3	9	64	27	32	63	32	8	25	68	31	50
FEDERAL EMPLOYERS													
LIABILITY ACT	26	-	-	2	2	-	1	1	8	2	7	3	-
MARINE INJURY	90	-	1	4	5	1	51	3	-	1	15	-	9
OTHER TORT ACTIONS	444	6	9	32	17	26	47	25	86	27	102	14	53
ANTITRUST	119	4	6	22	11	9	11	9	11	4	18	8	6
CIVIL RIGHTS:													
EMPLOYMENT	2,391	28	76	233	139	164	282	242	263	169	285	122	388
OTHER CIVIL RIGHTS	3,549	61	164	345	323	226	330	373	233	193	650	201	450
PRISONER PETITIONS:													
HABEAS CORPUS—GEN.	6,529	6	72	553	369	530	1,265	516	345	238	1,653	292	690
HABEAS CORPUS—DEATH	173	-	-	-	13	20	60	25	6	8	12	7	22
PRISONER CIVIL RIGHTS	2,586	7	40	318	166	18	616	226	5	142	531	260	257
PRISON CONDITION*	2,016	2	3	30	146	539	211	158	333	116	181	1	296
OTHER PRIS. PETITIONS	88	1	-	2	3	8	14	4	3	36	11	3	3
LABOR MGMT. RELAT. ACT	170	-	8	26	12	6	8	34	17	15	30	2	12
OTHER LABOR	848	12	45	75	72	61	102	117	71	46	135	23	89
COPYRIGHT, PATENT, & TRADEMARK	458	5	14	80	23	21	41	34	20	14	142	25	39

Table B-7. (December 31, 2004—Continued)

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
PRIVATE CASES (CONTINUED)													
SECUR., COMMOD., & EXCHG.	200	5	4	55	17	10	13	11	15	10	29	5	26
CONST. OF STATE STATS	117	2	5	12	2	6	7	8	6	16	33	4	16
ALL OTHER	1,232	26	62	191	100	82	91	102	94	49	250	60	125
DIVERSITY OF CITIZENSHIP	3,050	36	141	295	296	222	407	315	139	131	517	151	400
INSURANCE	699	1	24	52	79	50	105	69	38	21	144	37	79
OTHER CONTRACT ACTIONS	1,212	12	55	135	127	85	143	116	95	63	168	68	145
REAL PROPERTY ACTIONS	87	-	8	4	5	12	17	8	4	2	9	4	14
PERSONAL INJURY/ PRODUCT LIABILITY	253	1	12	14	32	15	34	44	-	7	63	3	28
OTHER PERSONAL INJURY	511	21	26	53	30	49	76	51	1	29	94	21	60
PERSONAL PROP. DAMAGE	232	1	8	28	20	10	22	26	1	8	34	16	58
ALL OTHER	56	-	8	9	3	1	10	1	-	1	5	2	16
GENERAL LOCAL JURISDICTION	3	-	-	-	3	-	-	-	-	-	-	-	-
CONTRACT ACTIONS	1	-	-	-	1	-	-	-	-	-	-	-	-
REAL PROPERTY ACTIONS	1	-	-	-	1	-	-	-	-	-	-	-	-
TORT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
PRISONER PETITIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
ALL OTHER	1	-	-	-	1	-	-	-	-	-	-	-	-
CRIMINAL CASES													
TOTAL	13,065	149	554	842	617	1,147	2,728	1,080	547	1,012	1,873	698	1,818
GENERAL OFFENSES													
HOMICIDE, TOTAL	91	3	1	4	10	11	5	3	5	12	15	12	10
MURDER, FIRST DEGREE	77	3	1	4	7	10	4	3	5	10	11	9	10
OTHER HOMICIDE	14	-	-	-	3	1	1	-	-	2	4	3	-
ROBBERY, TOTAL	306	-	13	14	26	52	36	37	19	18	39	18	34
BANK	300	-	13	11	23	52	36	37	19	18	39	18	34
OTHER ROBBERY	6	-	-	3	3	-	-	-	-	-	-	-	-

Table B-7. (December 31, 2004—Continued)

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
GENERAL OFFENSES (CONTINUED)													
ASSAULT	82	-	3	5	1	8	11	4	4	22	14	5	5
BURGLARY	10	-	-	-	1	-	-	-	-	-	7	1	1
LARCENY AND THEFT, TOTAL	248	-	13	22	27	16	30	16	12	10	50	8	44
INTERSTATE COMMERCE	67	-	4	4	18	-	3	2	5	2	9	-	20
TRANSPORTATION, ETC. OF													
STOLEN PROPERTY	42	-	-	9	1	8	3	3	3	1	1	1	12
POSTAL	72	-	8	1	7	3	17	3	2	3	23	2	3
OTHER LARCENY AND THEFT	67	-	1	8	1	5	7	8	2	4	17	5	9
EMBEZZLEMENT	66	-	-	5	3	5	12	12	4	4	7	8	6
FRAUD, TOTAL	1,408	14	66	163	94	107	158	132	76	75	223	56	244
INCOME TAX	116	-	8	9	8	4	13	21	1	5	20	7	20
POSTAL AND INTERSTATE													
WIRE, RADIO, ETC.	275	4	10	27	14	26	38	16	27	15	35	5	58
LENDING AND CREDIT	227	1	19	17	13	22	18	30	12	8	40	18	29
FALSE CLAIMS & STATEMENTS	162	3	6	20	13	9	23	15	12	9	26	2	24
OTHER FRAUD	628	6	23	90	46	46	66	50	24	38	102	24	113
AUTO THEFT	50	1	7	2	2	5	9	7	-	3	3	2	9
FORGERY AND COUNTERFEITING	173	1	5	7	19	17	29	22	4	11	18	10	30
SEX OFFENSES	293	-	11	25	15	18	28	26	12	38	54	26	40
DRUGS	4,897	53	261	309	219	443	892	406	222	467	574	242	809
MISC. GENERAL OFFENSES													
TOTAL	2,593	61	106	165	132	359	321	331	105	246	291	164	312
BRIBERY	30	4	-	2	6	2	3	-	-	-	2	-	11
EXTORTION, RACKETEERING,													
AND THREATS	126	1	6	17	11	17	15	6	6	13	18	8	8
GAMBLING, LOTTERY	4	-	-	-	-	-	-	-	-	1	-	-	3
KIDNAPPING	60	-	1	1	-	7	17	13	3	4	10	1	3

Table B-7. (December 31, 2004—Continued)

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
MISC. GENERAL OFFENSES (CONTINUED)													
FIREARMS, WEAPONS	2,175	54	95	115	108	313	266	298	83	217	225	143	258
ESCAPE	57	-	-	6	3	10	11	2	1	2	10	4	8
PERJURY	8	-	1	1	1	-	-	-	-	2	1	1	1
DRUNK DRIVING/TRAFFIC	7	-	-	-	-	5	1	-	-	-	-	-	1
OTHER MISCELLANEOUS GENERAL OFFENSES	126	2	3	23	3	5	8	12	12	7	25	7	19
SPECIAL OFFENSES													
IMMIGRATION LAWS	2,049	3	31	61	30	40	1,101	35	45	42	452	105	104
FEDERAL STATUTES, TOTAL	799	13	37	60	38	66	96	49	39	64	126	41	170
AGRICULTURAL ACTS	8	-	-	-	-	1	-	-	-	1	4	1	1
ANTITRUST VIOLATIONS	2	-	-	-	-	-	2	-	-	-	-	-	-
NATIONAL DEFENSE LAWS	6	1	-	-	-	-	1	-	2	-	2	-	-
CIVIL RIGHTS	28	-	2	-	2	1	5	3	1	2	2	3	7
WITNESS INTIMIDATION	52	-	2	8	5	5	3	4	4	2	4	1	14
EXPLOSIVES/NONVESSEL	46	2	3	4	3	5	4	1	5	4	7	2	6
OTHER	657	10	30	48	28	54	81	41	27	55	107	34	142

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.

* COLLECTION OF DATA FOR THIS CATEGORY BEGAN ON JANUARY 1, 1997.