

Table B-5.
U.S. Courts of Appeals—Appeals Terminated on the Merits, by Circuit,
During the 12-Month Period Ending September 30, 2001

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	Percent Reversed ²
ALL CIRCUITS	57,422	50.2	28,840	22,940	2,466	2,268	815	351	9.1
CRIMINAL	11,165	70.5	7,873	6,561	591	446	239	36	5.7
U.S. PRISONER PETITIONS	5,587	28.7	1,602	1,156	196	171	52	27	10.7
OTHER U.S. CIVIL	3,772	56.7	2,137	1,680	129	231	67	30	10.8
PRIV. PRISONER PETITIONS	12,377	29.8	3,685	2,485	716	349	103	32	9.5
OTHER PRIVATE CIVIL	14,812	49.0	7,264	5,747	384	851	224	58	11.7
BANKRUPTCY	948	50.8	482	381	29	59	8	5	12.2
ADMINISTRATIVE APPEALS	3,245	40.6	1,317	631	290	111	122	163	8.4
ORIGINAL PROCEEDINGS ³	5,516	81.2	4,480	4,299	131	50	-	-	-
DISTRICT OF COLUMBIA	1,391	42.3	589	468	23	38	16	44	7.5
CRIMINAL	84	66.7	56	44	-	2	2	8	3.6
U.S. PRISONER PETITIONS	139	43.9	61	51	3	2	2	3	3.3
OTHER U.S. CIVIL	277	53.4	148	121	4	11	2	10	7.4
PRIV. PRISONER PETITIONS	54	44.4	24	22	-	-	1	1	-
OTHER PRIVATE CIVIL	185	48.6	90	77	3	5	-	5	5.6
BANKRUPTCY	2	-	-	-	-	-	-	-	-
ADMINISTRATIVE APPEALS	544	23.9	130	76	10	18	9	17	13.8
ORIGINAL PROCEEDINGS ³	106	75.5	80	77	3	-	-	-	-
FIRST CIRCUIT	1,515	61.7	934	632	183	65	48	6	7.3
CRIMINAL	431	54.8	236	194	17	13	12	-	5.5
U.S. PRISONER PETITIONS	144	67.4	97	29	55	6	4	3	6.2
OTHER U.S. CIVIL	123	62.6	77	53	13	8	3	-	10.4
PRIV. PRISONER PETITIONS	129	66.7	86	42	36	5	3	-	5.8
OTHER PRIVATE CIVIL	490	56.9	279	201	31	26	18	3	9.3
BANKRUPTCY	29	65.5	19	15	2	1	1	-	5.3
ADMINISTRATIVE APPEALS	75	68.0	51	16	25	3	7	-	5.9
ORIGINAL PROCEEDINGS ³	94	94.7	89	82	4	3	-	-	-
SECOND CIRCUIT	4,175	48.8	2,036	1,209	496	32	239	60	1.7
CRIMINAL	684	61.7	422	329	35	5	49	4	1.2
U.S. PRISONER PETITIONS	291	33.0	96	37	40	1	11	7	1.0
OTHER U.S. CIVIL	306	49.3	151	82	50	3	7	9	2.0
PRIV. PRISONER PETITIONS	845	38.1	322	84	178	6	38	16	1.9
OTHER PRIVATE CIVIL	1,519	46.7	709	428	127	13	128	13	1.8
BANKRUPTCY	56	50.0	28	18	5	1	3	1	3.6
ADMINISTRATIVE APPEALS	186	35.5	66	39	12	2	3	10	3.0
ORIGINAL PROCEEDINGS ³	288	84.0	242	192	49	1	-	-	-

Table B-5. (September 30, 2001—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							Percent Reversed ²
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
THIRD CIRCUIT	3,594	47.5	1,707	1,315	163	152	73	4	10.5
CRIMINAL	525	70.9	372	305	10	29	26	2	7.8
U.S. PRISONER PETITIONS	299	36.1	108	73	20	7	6	2	6.5
OTHER U.S. CIVIL	442	37.3	165	117	6	20	22	-	12.1
PRIV. PRISONER PETITIONS	694	24.1	167	74	71	14	8	-	8.4
OTHER PRIVATE CIVIL	1,089	48.0	523	397	51	67	8	-	12.8
BANKRUPTCY	72	43.1	31	27	1	3	-	-	9.7
ADMINISTRATIVE APPEALS	164	39.6	65	50	2	10	3	-	15.4
ORIGINAL PROCEEDINGS ³	309	89.3	276	272	2	2	-	-	-
FOURTH CIRCUIT	5,078	54.5	2,768	2,456	131	151	25	5	7.0
CRIMINAL	923	69.7	643	555	46	33	8	1	5.1
U.S. PRISONER PETITIONS	758	29.3	222	205	3	10	1	3	4.5
OTHER U.S. CIVIL	282	66.0	186	160	8	14	4	-	7.5
PRIV. PRISONER PETITIONS	1,104	28.6	316	257	39	18	1	1	5.7
OTHER PRIVATE CIVIL	1,061	55.6	590	509	21	56	4	-	9.5
BANKRUPTCY	83	53.0	44	36	2	5	1	-	11.4
ADMINISTRATIVE APPEALS	173	61.8	107	85	5	11	6	-	10.3
ORIGINAL PROCEEDINGS ³	694	95.1	660	649	7	4	-	-	-
FIFTH CIRCUIT	8,784	47.3	4,152	3,256	542	313	41	-	8.8
CRIMINAL	2,153	72.5	1,560	1,252	223	79	6	-	5.1
U.S. PRISONER PETITIONS	762	21.3	162	102	32	22	6	-	13.6
OTHER U.S. CIVIL	348	59.5	207	171	15	17	4	-	8.2
PRIV. PRISONER PETITIONS	2,451	24.5	600	327	214	49	10	-	8.2
OTHER PRIVATE CIVIL	1,692	51.4	869	688	44	126	11	-	14.5
BANKRUPTCY	127	52.8	67	52	5	10	-	-	14.9
ADMINISTRATIVE APPEALS	300	22.0	66	54	2	6	4	-	9.1
ORIGINAL PROCEEDINGS ³	951	65.3	621	610	7	4	-	-	-
SIXTH CIRCUIT	4,691	52.2	2,451	2,149	47	242	10	3	10.9
CRIMINAL	933	70.7	660	595	11	53	1	-	8.0
U.S. PRISONER PETITIONS	348	42.0	146	109	1	33	2	1	22.6
OTHER U.S. CIVIL	305	65.6	200	179	3	16	2	-	8.0
PRIV. PRISONER PETITIONS	1,094	38.7	423	378	2	41	-	2	9.7
OTHER PRIVATE CIVIL	1,394	46.6	650	561	2	82	5	-	12.6
BANKRUPTCY	68	38.2	26	20	2	4	-	-	15.4
ADMINISTRATIVE APPEALS	138	55.8	77	67	1	9	-	-	11.7
ORIGINAL PROCEEDINGS ³	411	65.5	269	240	25	4	-	-	-

Table B-5. (September 30, 2001—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							Percent Reversed ²
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
SEVENTH CIRCUIT	3,616	43.4	1,570	1,240	69	197	17	47	14.5
CRIMINAL	529	64.1	339	245	56	28	3	7	8.3
U.S. PRISONER PETITIONS	401	35.7	143	110	-	27	2	4	18.9
OTHER U.S. CIVIL	173	54.9	95	74	1	13	4	3	13.7
PRIV. PRISONER PETITIONS	886	27.1	240	193	1	39	1	6	16.3
OTHER PRIVATE CIVIL	1,149	40.6	467	361	-	78	6	22	16.7
BANKRUPTCY	32	53.1	17	12	-	5	-	-	29.4
ADMINISTRATIVE APPEALS	135	37.8	51	39	-	6	1	5	11.8
ORIGINAL PROCEEDINGS ³	311	70.1	218	206	11	1	-	-	-
EIGHTH CIRCUIT	3,414	63.6	2,171	1,913	67	157	23	11	8.8
CRIMINAL	651	75.9	494	442	14	29	7	2	5.9
U.S. PRISONER PETITIONS	315	35.6	112	96	4	10	1	1	8.9
OTHER U.S. CIVIL	226	77.0	174	144	5	21	3	1	12.1
PRIV. PRISONER PETITIONS	760	41.6	316	267	8	32	9	-	10.1
OTHER PRIVATE CIVIL	898	65.7	590	510	20	57	1	2	9.7
BANKRUPTCY	38	71.1	27	21	5	1	-	-	3.7
ADMINISTRATIVE APPEALS	87	55.2	48	28	8	5	2	5	10.4
ORIGINAL PROCEEDINGS ³	439	93.4	410	405	3	2	-	-	-
NINTH CIRCUIT	10,372	48.1	4,994	3,729	413	415	275	162	9.4
CRIMINAL	1,862	71.6	1,334	1,038	113	67	107	9	5.0
U.S. PRISONER PETITIONS	904	15.5	140	112	8	5	13	2	3.6
OTHER U.S. CIVIL	699	54.8	383	297	8	60	11	7	15.7
PRIV. PRISONER PETITIONS	2,026	26.3	532	426	14	57	29	6	10.7
OTHER PRIVATE CIVIL	2,483	43.4	1,077	846	41	149	31	10	13.8
BANKRUPTCY	321	48.6	156	125	5	21	1	4	13.5
ADMINISTRATIVE APPEALS	1,240	45.8	568	109	217	35	83	124	6.2
ORIGINAL PROCEEDINGS ³	837	96.1	804	776	7	21	-	-	-
TENTH CIRCUIT	2,792	51.0	1,425	1,128	104	159	29	5	12.2
CRIMINAL	452	78.8	356	296	21	26	12	1	7.3
U.S. PRISONER PETITIONS	402	28.1	113	69	17	25	1	1	22.1
OTHER U.S. CIVIL	185	67.0	124	89	6	25	4	-	20.2
PRIV. PRISONER PETITIONS	591	32.3	191	137	30	23	1	-	12.0
OTHER PRIVATE CIVIL	768	54.9	422	343	18	53	7	1	12.6
BANKRUPTCY	26	65.4	17	15	1	-	1	-	-
ADMINISTRATIVE APPEALS	66	63.6	42	30	5	2	3	2	4.8
ORIGINAL PROCEEDINGS ³	302	53.0	160	149	6	5	-	-	-

Table B-5. (September 30, 2001—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							Percent Reversed ²
		Percent of Total Terminations	Total	Affirmed/ Enforced	Dismissed	Reversed	Remanded	Other	
ELEVENTH CIRCUIT	8,000	50.5	4,043	3,445	228	347	19	4	10.1
CRIMINAL	1,938	72.3	1,401	1,266	45	82	6	2	5.9
U.S. PRISONER PETITIONS	824	24.5	202	163	13	23	3	-	11.4
OTHER U.S. CIVIL	406	55.9	227	193	10	23	1	-	10.1
PRIV. PRISONER PETITIONS	1,743	26.9	468	278	123	65	2	-	13.9
OTHER PRIVATE CIVIL	2,084	47.9	998	826	26	139	5	2	13.9
BANKRUPTCY	94	53.2	50	40	1	8	1	-	16.0
ADMINISTRATIVE APPEALS	137	33.6	46	38	3	4	1	-	8.7
ORIGINAL PROCEEDINGS ³	774	84.1	651	641	7	3	-	-	-

NOTE: THIS TABLE DOES NOT INCLUDE DATA FOR THE U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT.

¹ TOTALS INCLUDE REOPENED, REMANDED, AND REINSTATED APPEALS AS WELL AS ORIGINAL APPEALS.

² PERCENT NOT SHOWN WHERE THE TOTAL NUMBER OF CASES TERMINATED ON THE MERITS IS LESS THAN 10. NO PERCENTAGES OF CASES REVERSED OR DENIED HAVE BEEN COMPUTED FOR ORIGINAL PROCEEDINGS BECAUSE OF THEIR DIFFERENCE FROM APPEALS, NOR HAVE THEY BEEN INCLUDED IN THE PERCENTAGE OF TOTAL APPEALS REVERSED.

³ BEGINNING OCTOBER 1, 1998, DATA ARE REPORTED FOR TYPES OF PROCEEDINGS PREVIOUSLY NOT PRESENTED IN THIS TABLE.