

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 September 30, 2011

Nature of Suit or Offense	Circuit												
	Total	DC	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
TOTAL CASES	42,931	547	1,233	3,753	2,849	3,944	6,384	3,960	2,667	2,456	8,035	2,011	5,092
TOTAL CRIMINAL CASES	12,198	87	464	822	678	1,526	2,430	1,202	608	770	1,624	554	1,433
TOTAL CIVIL CASES	30,733	460	769	2,931	2,171	2,418	3,954	2,758	2,059	1,686	6,411	1,457	3,659
U.S. CASES	7,488	308	209	487	543	858	974	517	528	459	1,124	451	1,030
U.S. PLAINTIFF	393	5	15	61	17	18	42	28	16	16	94	21	60
NEGOTIABLE INSTRUMENTS	1	-	-	-	-	-	-	-	-	-	1	-	-
OTHER CONTRACT ACTIONS	24	-	-	6	1	1	3	2	1	-	2	-	8
CONDEMNATION OF LAND	9	-	-	-	-	1	-	-	-	-	2	-	6
OTHER REAL PROP. ACTIONS	12	-	-	1	-	1	3	2	-	1	2	2	-
TORT ACTIONS	6	-	-	3	-	-	-	-	-	-	2	-	1
CIVIL RIGHTS													
EMPLOYMENT	26	-	-	2	-	4	3	5	2	2	4	-	4
OTHER CIVIL RIGHTS	16	1	-	5	-	1	-	1	-	1	3	3	1
FORFEITURE AND PENALTY	51	1	5	5	1	2	9	5	-	-	18	1	4
FAIR LABOR STAND. ACT	3	-	-	-	-	-	-	-	-	1	2	-	-
OTHER LABOR	13	-	-	-	2	-	-	2	1	2	4	-	2
SECUR., COMMOD., & EXCHG.	56	-	1	13	2	-	8	1	2	-	12	3	14
TAX SUITS	63	-	2	2	5	2	10	3	1	2	21	8	7
ALL OTHER	113	3	7	24	6	6	6	7	9	7	21	4	13
U.S. DEFENDANT	7,095	303	194	426	526	840	932	489	512	443	1,030	430	970
CONTRACT ACTIONS	61	19	-	3	1	4	1	5	4	-	9	4	11
REAL PROPERTY ACTIONS	40	1	-	1	1	1	3	7	2	1	15	6	2
TORT ACTIONS	206	2	18	8	9	26	47	8	7	3	37	10	31
CIVIL RIGHTS													
EMPLOYMENT	214	21	9	16	18	24	16	19	13	2	38	18	20
OTHER CIVIL RIGHTS	355	13	6	53	33	28	30	28	13	20	49	13	69
PRISONER PETITIONS													
MOTIONS TO VACATE SEN.	2,842	7	85	158	157	416	436	210	237	242	260	131	503
HABEAS CORPUS—GENERAL	1,031	31	13	21	133	99	196	86	56	57	139	85	115
HABEAS CORPUS—DEATH	4	-	-	-	-	-	-	-	1	2	1	-	-
PRISONER CIVIL RIGHTS	441	29	7	27	63	74	66	24	3	16	57	21	54

Table B-7. (September 30, 2011—Continued)

Nature of Suit or Offense	Circuit												
	Total	DC	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
U.S. DEFENDANT (CONTINUED)													
PRISON CONDITION	185	1	-	5	15	26	6	19	39	19	10	33	12
OTHER PRIS. PETITIONS	214	16	2	11	6	50	11	5	68	5	25	5	10
LABOR SUITS	26	1	-	2	1	3	2	2	1	2	8	-	4
SOCIAL SECURITY LAWS	577	3	27	54	27	40	24	49	39	41	154	50	69
TAX SUITS	119	2	4	7	10	5	34	6	4	5	25	4	13
ENVIRONMENTAL MATTERS	156	14	6	2	7	6	1	3	2	5	86	19	5
FREEDOM OF INFOR. ACT	54	17	1	10	2	3	4	-	1	2	9	1	4
ALL OTHER	570	126	16	48	43	35	55	18	22	21	108	30	48
TOTAL PRIVATE CASES	23,245	152	560	2,444	1,628	1,560	2,980	2,241	1,531	1,227	5,287	1,006	2,629
FEDERAL QUESTION													
MARINE CONTRACT	77	-	3	25	-	4	14	3	5	-	7	-	16
OTHER CONTRACT ACTIONS	553	14	9	114	21	30	55	39	52	32	79	32	76
FEDERAL EMPLOYERS LIABILITY ACT	23	-	1	7	-	-	3	5	3	2	1	1	-
MARINE INJURY	76	-	6	3	-	2	50	1	-	-	6	1	7
OTHER TORT ACTIONS	517	6	16	63	23	33	50	46	66	28	107	19	60
ANTITRUST	108	1	3	24	13	4	5	1	3	7	42	1	4
CIVIL RIGHTS													
EMPLOYMENT	1,512	17	34	221	128	112	167	156	129	108	142	76	222
OTHER CIVIL RIGHTS	3,282	20	103	429	290	214	318	362	306	167	515	190	368
PRISONER PETITIONS													
HABEAS CORPUS—GENERAL	6,173	2	67	451	337	343	927	612	232	240	2,109	203	650
HABEAS CORPUS—DEATH	165	-	-	-	-	6	34	26	3	7	25	17	47
PRISONER CIVIL RIGHTS	3,065	4	41	257	221	293	584	264	11	206	847	86	251
PRISON CONDITION	1,490	1	1	58	158	128	77	211	336	132	121	79	188
OTHER PRIS. PETITIONS	68	3	-	8	5	14	10	9	2	2	6	-	9
LABOR MGMT. RELAT. ACT	99	2	3	17	9	2	7	20	12	6	12	3	6
OTHER LABOR	633	2	21	82	29	35	60	98	79	28	116	26	57
CPYRGHT., PATENT, & TRDMRK.	376	1	25	69	10	21	33	17	13	16	122	8	41
SECUR., COMMOD., & EXCHG.	172	1	5	82	2	4	14	5	7	4	27	8	13
CONST. OF STATE STATS.	137	1	8	22	13	16	6	6	10	8	33	6	8
ALL OTHER	1,809	56	70	262	111	117	158	129	105	74	427	76	224
DIVERSITY OF CITIZENSHIP													
INSURANCE	651	1	20	48	64	38	89	63	42	34	127	24	101
OTHER CONTRACT ACTIONS	1,070	4	54	117	90	72	131	80	115	57	139	74	137
REAL PROPERTY ACTIONS	206	3	12	1	5	7	47	12	-	9	64	21	25

Table B-7. (September 30, 2011—Continued)

Nature of Suit or Offense	Circuit												
	Total	DC	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
DIVERSITY OF CITIZENSHIP (CONTINUED)													
PERSONAL INJURY/PROD.													
LIABILITY	212	-	10	16	17	3	36	12	-	24	65	6	23
OTHER PERSONAL INJURY	425	11	31	29	39	29	69	39	-	21	67	31	59
PERSONAL PROP. DAMAGE	193	1	8	22	28	20	17	11	-	9	36	5	36
ALL OTHER	151	1	9	17	13	13	19	14	-	6	45	13	1
GENERAL LOCAL JURISDICTION	2	-	-	-	2	-	-	-	-	-	-	-	-
CONTRACT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
REAL PROPERTY ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
TORT ACTIONS	2	-	-	-	2	-	-	-	-	-	-	-	-
PRISONER PETITIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
ALL OTHER	-	-	-	-	-	-	-	-	-	-	-	-	-
TOTAL CRIMINAL CASES	12,198	87	464	822	678	1,526	2,430	1,202	608	770	1,624	554	1,433
VIOLENT OFFENSES	650	19	28	48	58	84	80	70	32	29	93	47	62
HOMICIDE	39	1	-	-	5	5	2	1	-	2	15	8	-
ROBBERY	233	2	9	6	21	34	22	26	27	11	35	15	25
ASSAULT	111	-	2	2	7	5	31	9	1	6	28	12	8
KIDNAPPING	41	9	2	4	-	2	10	4	-	1	4	1	4
RACKETEERING—VIOLENT CRIME	132	4	8	24	21	27	5	15	2	4	3	7	12
CARJACKING	34	2	6	1	-	2	6	8	-	-	-	-	9
TERRORISM	34	1	-	10	1	6	4	1	-	3	1	4	3
OTHER VIOLENT OFFENSES	26	-	1	1	3	3	-	6	2	2	7	-	1
PROPERTY OFFENSES	1,601	13	72	157	136	127	261	157	100	54	207	64	253
BURGLARY	6	-	-	3	-	-	-	-	-	-	2	-	1
LARCENY & THEFT, TOTAL	89	4	3	9	6	10	14	8	4	5	18	-	8
BANK	2	1	-	-	-	-	1	-	-	-	-	-	-
POSTAL	17	1	-	-	1	2	5	3	1	-	3	-	1
THEFT, U.S. PROPERTY TRANSPORT, ETC. OF STOLEN PROPERTY	45	2	2	6	2	4	6	3	-	2	13	-	5
OTHER LARCENY AND THEFT OFFENSES	17	-	1	3	3	3	2	1	3	-	-	-	1
EMBEZZLEMENT	40	-	5	2	3	3	7	8	4	-	3	1	4
FRAUD, TOTAL	1,369	9	64	142	114	108	219	122	89	46	169	58	229
TAX	103	1	5	8	8	3	14	13	12	2	18	10	9
FINANCIAL INSTITUTIONS	128	2	10	20	10	10	14	11	10	10	10	-	21

Table B-7. (September 30, 2011—Continued)

Nature of Suit or Offense	Circuit												
	Total	DC	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
PROPERTY OFFENSES (CONTINUED)													
SECURITIES AND EXCHANGE	29	-	-	16	2	1	5	-	-	1	3	-	1
MAIL	127	1	5	9	15	11	14	5	21	4	15	11	16
WIRE, RADIO, OR TELEVISION	150	2	10	13	15	13	15	14	18	2	15	13	20
SOCIAL SECURITY	24	-	2	2	1	2	3	4	1	4	1	-	4
CITIZENSHIP AND													
NATURALIZATION	7	-	-	1	-	1	-	-	-	-	4	-	1
PASSPORT	19	-	2	2	-	1	8	1	-	-	2	-	3
IDENTIFICATION													
DOCUMENTS & INFO.	88	-	6	17	6	12	8	8	4	2	11	1	13
FALSE CLAIMS AND													
SERVICES, GOV'T.	36	-	1	-	3	2	7	2	3	1	4	2	11
FALSE STATEMENTS	54	-	-	7	7	4	6	4	4	1	8	5	8
CONSPIRACY TO													
DEFRAUD THE U.S.	194	2	13	15	19	16	28	15	7	7	27	7	38
UNAUTHORIZED													
ACCESS DEVICES	102	-	3	14	13	4	16	11	2	5	9	2	23
HEALTH CARE	81	-	4	3	3	5	26	7	2	4	15	1	11
OTHER FRAUD OFFENSES	227	1	3	15	12	23	55	27	5	3	27	6	50
FORGERY AND COUNTERFEITING	82	-	-	-	13	5	20	15	2	3	9	5	10
OTHER PROPERTY OFFENSES	15	-	-	1	-	1	1	4	1	-	6	-	1
DRUG OFFENSES	4,277	23	217	273	221	535	765	470	293	279	480	191	530
MARIJUANA, TOTAL	355	-	3	5	2	13	145	22	10	16	86	26	27
SELL, DISTRIBUTE,													
OR DISPENSE	296	-	2	5	2	10	128	21	9	14	60	23	22
IMPORT/EXPORT	37	-	-	-	-	1	17	-	-	-	17	1	1
MANUFACTURE	19	-	1	-	-	1	-	1	1	2	9	-	4
POSSESSION	3	-	-	-	-	1	-	-	-	-	-	2	-
ALL OTHER DRUGS, TOTAL	3,847	20	210	260	208	514	609	436	283	260	391	157	499
SELL, DISTRIBUTE,													
OR DISPENSE	3,605	19	194	233	198	508	561	416	275	239	354	151	457
IMPORT/EXPORT	135	1	9	25	10	1	28	-	1	1	27	-	32
MANUFACTURE	96	-	7	2	-	5	18	20	6	18	7	3	10
POSSESSION	11	-	-	-	-	-	2	-	1	2	3	3	-
OTHER DRUG OFFENSES	75	3	4	8	11	8	11	12	-	3	3	8	4

Table B-7. (September 30, 2011—Continued)

Nature of Suit or Offense	Circuit												
	Total	DC	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
FIREARMS, EXPLOSIVES OFFENSES	1,755	10	92	90	122	293	180	275	94	116	134	93	256
FIREARMS, TOTAL	1,719	10	92	88	121	291	175	262	90	113	130	93	254
POSESSION BY													
PROHIBITED PERSONS	1,042	7	49	35	59	144	115	179	64	100	79	64	147
FURTHERANCE OF VIOLENT/ DRUG-TRAFFICKING CRIMES	423	2	31	25	41	90	34	51	18	6	28	20	77
OTHER FIREARMS OFFENSES	254	1	12	28	21	57	26	32	8	7	23	9	30
EXPLOSIVES	36	-	-	2	1	2	5	13	4	3	4	-	2
SEX OFFENSES	676	11	20	44	28	37	104	87	37	91	106	27	84
SEXUAL ABUSE OF ADULTS	25	-	-	1	1	1	-	3	-	2	13	4	-
SEXUAL ABUSE OF MINORS	151	2	2	13	7	8	12	15	14	30	18	5	25
SEXUALLY EXPLICIT MATERIAL	338	2	10	24	15	19	58	42	14	46	51	15	42
OTHER SEX OFFENSES	162	7	8	6	5	9	34	27	9	13	24	3	17
JUSTICE SYSTEM OFFENSES	150	1	4	19	12	14	14	17	4	14	26	14	11
OBSTRUCTION OF JUSTICE	72	1	2	3	6	9	6	10	3	7	13	7	5
ESCAPE FROM CUSTODY	22	-	1	4	2	1	3	2	-	3	5	1	-
FAILURE TO APPEAR	26	-	-	5	3	1	2	3	1	1	5	2	3
OTHER JUSTICE SYSTEM OFFENSES	30	-	1	7	1	3	3	2	-	3	3	4	3
IMMIGRATION OFFENSES	1,734	2	11	47	21	49	856	43	31	31	436	73	134
ALIEN SMUGGLING	128	-	2	2	1	-	60	2	1	2	40	3	15
IMPROPER ENTRY BY ALIEN	9	-	-	-	-	-	2	-	-	-	5	-	2
IMPROPER REENTRY BY ALIEN	1,540	2	9	40	18	47	771	37	30	25	376	69	116
OTHER IMMIGRATION OFFENSES	57	-	-	5	2	2	23	4	-	4	15	1	1
GENERAL OFFENSES	369	2	5	50	27	55	55	40	7	18	51	19	40
MONEY LAUNDERING	199	2	1	24	17	17	34	27	4	5	29	8	31
RICO ¹	56	-	1	21	3	16	5	2	-	2	5	-	1
EXTORTION AND THREATS	43	-	1	2	4	6	4	3	3	6	7	4	3
OTHER GENERAL OFFENSES	71	-	2	3	3	16	12	8	-	5	10	7	5
REGULATORY OFFENSES	154	2	4	15	6	16	27	16	5	7	29	6	21
TRAFFIC OFFENSES	4	-	-	-	-	-	1	-	-	-	2	-	1
UNCLASSIFIED OFFENSES	828	4	11	79	47	316	87	27	5	131	60	20	41

NOTE: This table includes appeals reopened and remanded 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 thereafter are not comparable to offense data published in previous years.

¹ RICO = Racketeer Influenced and Corrupt Organizations Act.