

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, 2005

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
TOTAL CASES	48,878	801	1,528	3,942	3,373	4,267	7,612	4,213	3,115	3,057	8,152	2,488	6,330
TOTAL CRIMINAL CASES	16,060	174	619	995	889	1,411	3,442	1,315	738	1,121	2,459	794	2,103
TOTAL CIVIL CASES	32,818	627	909	2,947	2,484	2,856	4,170	2,898	2,377	1,936	5,693	1,694	4,227
U.S. CASES	9,229	441	257	600	716	1,151	1,050	620	703	600	1,311	475	1,305
U.S. PLAINTIFF	348	5	10	48	22	17	36	20	10	21	84	24	51
NEGOTIABLE INSTRUMENTS	-	-	-	-	-	-	-	-	-	-	-	-	-
OTHER CONTRACT ACTIONS	17	-	1	5	1	-	3	1	-	-	3	1	2
CONDEMNATION OF LAND	4	-	-	-	-	1	1	-	-	-	2	-	-
OTHER REAL PROP. ACTIONS	19	-	3	2	2	2	2	-	-	3	1	1	3
TORT ACTIONS	9	1	-	-	-	-	3	-	-	-	2	1	2
CIVIL RIGHTS:													
EMPLOYMENT	21	-	-	2	2	3	1	2	1	-	5	1	4
OTHER CIVIL RIGHTS	15	1	-	5	-	-	2	1	-	2	-	2	2
FORFEITURE AND PENALTY	44	-	-	5	2	1	5	4	-	2	14	2	9
FAIR LABOR STAND. ACT	2	-	-	-	-	1	-	1	-	-	-	-	-
OTHER LABOR	11	1	-	4	-	-	-	1	1	-	4	-	-
SECUR.,COMM., & EXCHG.	54	-	-	14	2	-	5	1	-	1	15	5	11
TAX SUITS	42	-	2	-	2	5	6	2	1	4	12	3	5
ALL OTHER	110	2	4	11	11	4	8	7	7	9	26	8	13
U.S. DEFENDANT	8,881	436	247	552	694	1,134	1,014	600	693	579	1,227	451	1,254
CONTRACT ACTIONS	68	2	3	8	2	7	8	6	4	9	10	1	8
REAL PROPERTY ACTIONS	33	-	2	1	2	4	2	3	3	3	8	5	-
TORT ACTIONS	224	12	16	17	13	14	29	15	12	13	46	16	21
CIVIL RIGHTS:													
EMPLOYMENT	388	52	9	17	12	48	56	20	16	21	52	22	63
OTHER CIVIL RIGHTS	429	50	16	67	38	26	37	33	13	17	84	16	32
PRISONER PETITIONS													
MOTIONS TO VACATE SEN.	3,709	19	124	208	164	543	520	286	362	287	280	168	748
HABEAS CORPUS—GEN.	1,461	91	31	91	274	18	184	94	103	78	300	69	128
HABEAS CORPUS—DEATH	3	-	-	-	-	2	-	1	-	-	-	-	-
PRISONER CIVIL RIGHTS	430	74	10	22	62	1	58	28	-	32	23	36	84

Table B-7. (September 30, 2005—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)													
PRISON CONDITION	168	5	-	5	6	57	10	4	38	8	3	1	31
OTHER PRIS. PETITIONS	487	3	-	6	6	345	3	2	67	11	16	13	15
LABOR SUITS	36	3	2	2	1	4	4	3	1	-	10	2	4
SOCIAL SECURITY LAWS	621	7	16	34	71	28	60	50	38	52	149	55	61
TAX SUITS	160	4	6	13	9	8	12	14	2	11	60	12	9
ENVIRONMENTAL MATTERS	150	14	1	3	-	2	6	7	3	13	74	12	15
FREEDOM OF INFOR. ACT	79	34	2	10	5	2	3	2	2	4	11	1	3
ALL OTHER	435	66	9	48	29	25	22	32	29	20	101	22	32
PRIVATE CASES													
TOTAL	23,589	186	652	2,347	1,768	1,705	3,120	2,278	1,674	1,336	4,382	1,219	2,922
FEDERAL QUESTION	20,666	157	516	2,040	1,493	1,496	2,759	2,002	1,525	1,170	3,892	1,054	2,562
MARINE CONTRACT	53	-	6	9	3	1	5	1	1	-	13	-	14
OTHER CONTRACT ACTIONS	383	3	12	51	20	15	60	36	6	20	91	28	41
FEDERAL EMPLOYERS													
LIABILITY ACT	17	-	-	5	4	-	-	1	3	1	2	-	1
MARINE INJURY	73	-	5	4	3	1	41	3	1	-	9	-	6
OTHER TORT ACTIONS	493	19	10	43	21	36	43	40	62	56	82	21	60
ANTITRUST	120	4	6	24	12	4	9	13	3	4	27	5	9
CIVIL RIGHTS:													
EMPLOYMENT	2,221	28	65	239	150	163	237	237	247	153	237	142	323
OTHER CIVIL RIGHTS	3,514	43	142	411	311	169	293	372	264	234	624	200	451
PRISONER PETITIONS:													
HABEAS CORPUS—GEN.	6,184	6	100	514	395	481	1,065	515	358	240	1,473	298	739
HABEAS CORPUS—DEATH	178	-	-	-	9	15	60	26	2	10	20	8	28
PRISONER CIVIL RIGHTS	2,653	10	41	294	216	4	583	220	8	165	577	211	324
PRISON CONDITION	1,692	2	5	26	110	450	123	152	332	113	136	-	243
OTHER PRIS. PETITIONS	69	-	2	2	2	10	12	6	2	15	11	4	3
LABOR MGMT. RELAT. ACT	137	1	6	23	15	7	4	27	13	7	26	1	7
OTHER LABOR	856	5	31	74	66	49	105	135	65	57	114	45	110
COPYRIGHT, PATENT, AND TRDMRK.	440	2	23	55	39	14	27	79	22	22	111	13	33
SECUR., COMMOD., & EXCHG.	170	2	6	49	14	7	14	5	14	9	29	6	15
CONST. OF STATE STATS.	95	6	4	11	5	3	9	8	4	10	22	5	8
ALL OTHER	1,318	26	52	206	98	67	69	126	118	54	288	67	147

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

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
DIVERSITY OF CITIZENSHIP	2,922	29	136	307	274	209	361	276	149	166	490	165	360
INSURANCE	673	2	19	49	65	48	90	58	51	27	128	39	97
OTHER CONTRACT ACTIONS	1,204	10	60	150	106	81	107	129	96	65	204	66	130
REAL PROPERTY ACTIONS	78	1	7	5	6	5	18	5	2	3	9	11	6
PERSONAL INJURY/PRODUCT LIABILITY	232	2	9	22	34	13	37	16	-	28	38	9	24
OTHER PERSONAL INJURY	478	14	27	52	44	45	79	41	-	33	75	20	48
PERSONAL PROP. DAMAGE	209	-	10	25	18	15	17	26	-	9	27	18	44
ALL OTHER	48	-	4	4	1	2	13	1	-	1	9	2	11
GENERAL LOCAL JURISDICTION	1	-	-	-	1	-	-	-	-	-	-	-	-
CONTRACT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
REAL PROPERTY ACTIONS	1	-	-	-	1	-	-	-	-	-	-	-	-
TORT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
PRISONER PETITIONS	-	-	-	-	-	-	-	-	-	-	-	-	-
ALL OTHER	-	-	-	-	-	-	-	-	-	-	-	-	-
CRIMINAL CASES													
TOTAL	16,060	174	619	995	889	1,411	3,442	1,315	738	1,121	2,459	794	2,103
VIOLENT OFFENSES	798	14	28	53	76	86	87	89	43	56	129	23	114
HOMICIDE	56	9	-	-	2	5	2	3	6	10	12	3	4
ROBBERY	355	3	6	16	41	47	27	52	25	20	52	5	61
ASSAULT	118	1	1	6	7	5	19	7	5	15	33	9	10
KIDNAPPING	52	-	-	3	2	9	19	3	2	1	8	1	4
RACKETEERING—VIOLENT CRIME	134	-	14	24	15	9	10	15	3	5	19	4	16
CARJACKING	55	1	4	1	8	9	9	3	-	-	2	1	17
TERRORISM	10	-	-	3	-	1	1	1	-	-	2	-	2
OTHER VIOLENT OFFENSES	18	-	3	-	1	1	-	5	2	5	1	-	-
PROPERTY OFFENSES	1,967	19	54	187	174	181	273	176	112	105	323	80	283
BURGLARY	6	-	-	-	1	-	-	-	-	1	4	-	-
LARCENY & THEFT, TOTAL	169	1	5	9	12	17	21	20	2	8	27	7	40
BANK	16	-	1	1	2	-	6	2	-	-	2	1	1
POSTAL	45	-	1	-	2	4	11	1	1	1	10	3	11
THEFT, U.S. PROPERTY	37	-	1	4	1	3	1	5	1	1	9	1	10
TRANSPORT, ETC. OF STOLEN PROPERTY	59	1	1	4	7	9	3	9	-	2	5	2	16
OTHER LARCENY AND THEFT OFFENSES	12	-	1	-	-	1	-	3	-	4	1	-	2

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

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
PROPERTY OFFENSES (CONTINUED)													
EMBEZZLEMENT	74	1	1	1	13	5	13	8	6	8	10	4	4
FRAUD, TOTAL	1,537	17	46	166	133	140	215	126	99	73	258	58	206
TAX	115	-	2	8	9	10	12	20	8	3	20	8	15
FINANCIAL INSTITUTIONS	265	5	9	29	24	18	31	27	13	16	37	16	40
SECURITIES AND EXCHANGE	39	1	2	21	1	1	5	1	2	-	2	1	2
MAIL	206	-	10	14	20	19	31	16	22	14	33	7	20
WIRE, RADIO, OR TELEVISION	130	1	7	15	10	10	13	7	13	2	23	8	21
SOCIAL SECURITY	56	1	-	4	1	5	9	2	1	10	13	3	7
CITIZENSHIP AND													
NATURALIZATION	15	-	-	-	-	-	8	1	-	-	4	-	2
PASSPORT	33	-	2	6	2	6	6	-	-	2	4	-	5
IDENTIFICATION													
DOCUMENTS & INFO.	59	2	-	8	4	6	7	9	2	2	13	-	6
FALSE CLAIMS AND													
SERVICES, GOV'T.	65	1	-	8	5	11	4	4	5	2	8	-	17
FALSE STATEMENTS	78	-	1	7	10	5	11	8	5	4	18	3	6
CONSPIRACY TO													
DEFRAUD THE U.S.	235	4	9	13	33	25	43	11	11	11	35	9	31
UNAUTHORIZED													
ACCESS DEVICES	131	-	2	20	9	17	13	11	9	3	24	2	21
HEALTH CARE	61	1	-	4	1	2	18	8	6	-	12	-	9
OTHER FRAUD OFFENSES	49	1	2	9	4	5	4	1	2	4	12	1	4
FORGERY AND COUNTERFEITING	160	-	2	10	14	15	20	18	5	13	23	9	31
OTHER PROPERTY OFFENSES	21	-	-	1	1	4	4	4	-	2	1	2	2
DRUG OFFENSES	6,099	72	305	385	305	601	998	526	292	551	744	304	1,016
MARIJUANA, TOTAL	637	-	21	15	6	13	267	40	12	26	134	30	73
SELL, DISTRIBUTE,													
OR DISPENSE	446	-	19	14	3	11	190	32	12	18	78	21	48
IMPORT/EXPORT	98	-	-	-	-	-	52	-	-	-	41	3	2
MANUFACTURE	38	-	2	-	1	1	2	7	-	6	12	2	5
POSSESSION	55	-	-	1	2	1	23	1	-	2	3	4	18
ALL OTHER DRUGS, TOTAL	5,329	66	281	361	285	582	695	474	280	518	588	262	937
SELL, DISTRIBUTE,													
OR DISPENSE	4,399	33	253	290	239	514	539	397	230	437	491	241	735
IMPORT/EXPORT	218	1	13	49	11	5	35	3	2	-	28	-	71
MANUFACTURE	272	-	1	7	8	20	52	62	12	41	32	12	25
POSSESSION	440	32	14	15	27	43	69	12	36	40	37	9	106
OTHER DRUG OFFENSES	133	6	3	9	14	6	36	12	-	7	22	12	6
FIREARMS, EXPLOSIVES OFFENSES	2,505	49	96	141	168	377	312	320	152	218	228	155	289
FIREARMS, TOTAL	2,438	49	95	133	162	370	310	316	147	207	217	149	283
POSSESSION BY PROHIBITED PERSONS	1,653	39	65	86	102	240	198	218	97	171	141	114	182

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

Nature of Suit or Offense	Circuit												
	Total	D.C.	First	Second	Third	Fourth	Fifth	Sixth	Seventh	Eighth	Ninth	Tenth	Eleventh
FIREARMS, EXPLOSIVES OFFENSES (CONTINUED)													
FURTHERANCE OF VIOLENT/ DRUG TRAFFICKING CRIMES	452	10	16	23	24	80	54	64	27	19	49	21	65
OTHER FIREARMS OFFENSES	333	-	14	24	36	50	58	34	23	17	27	14	36
EXPLOSIVES	67	-	1	8	6	7	2	4	5	11	11	6	6
SEX OFFENSES													
SEXUAL ABUSE OF ADULTS	22	-	1	-	-	1	-	2	-	6	8	3	1
SEXUAL ABUSE OF MINORS	84	-	2	6	6	-	4	3	1	22	22	7	11
SEXUALLY EXPLICIT MATERIAL	251	1	12	15	24	13	41	26	12	20	41	20	26
OTHER SEX OFFENSES	65	-	1	4	3	2	5	6	6	5	22	5	6
JUSTICE SYSTEM OFFENSES													
OBSTRUCTION OF JUSTICE	87	-	6	11	10	10	2	5	2	6	12	3	20
ESCAPE FROM CUSTODY	47	-	2	1	2	4	7	2	5	4	14	1	5
FAILURE TO APPEAR	25	-	-	2	1	2	6	2	1	1	2	5	3
OTHER JUSTICE SYSTEM OFFENSES	61	-	2	3	5	6	7	4	1	5	11	4	13
IMMIGRATION OFFENSES													
ALIEN SMUGGLING	240	-	3	7	4	2	144	1	2	2	60	6	9
IMPROPER ENTRY BY ALIEN	56	-	-	-	-	1	18	-	1	1	32	2	1
IMPROPER REENTRY BY ALIEN	2,578	4	61	79	30	41	1,408	55	50	38	596	119	97
OTHER IMMIGRATION OFFENSES	22	-	1	-	2	1	2	2	1	1	7	-	5
GENERAL OFFENSES													
MONEY LAUNDERING	356	5	14	38	18	19	48	28	19	17	64	10	76
RICO*	70	-	4	26	3	-	1	2	12	3	8	-	11
EXTORTION AND THREATS	40	2	1	3	4	3	5	4	3	4	6	-	5
OTHER GENERAL OFFENSES	82	-	7	8	8	6	11	5	4	4	15	6	8
REGULATORY OFFENSES													
REGULATORY OFFENSES	125	3	6	11	3	14	15	19	5	8	19	13	9
TRAFFIC OFFENSES													
TRAFFIC OFFENSES	18	-	-	-	3	6	1	-	-	-	5	-	3
UNCLASSIFIED OFFENSES													
UNCLASSIFIED OFFENSES	462	5	13	15	40	35	47	38	14	44	91	28	92

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. BEGINNING IN 2005, CATEGORIES FOR CRIMINAL OFFENSES WERE MODIFIED. THEREFORE, OFFENSE DATA FOR 2005 AND THERAFTER ARE NOT COMPARABLE TO OFFENSE DATA FOR PREVIOUS YEARS.

* RICO = RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS.