

Table 6.3. Federal criminal appeals cases terminated on the merits, by offense, October 1, 2005 - September 30, 2006

Most serious offense	Total	Percent of criminal appeals cases terminated on the merits				
		Affirmed	Remanded or reversed	Partially affirmed	Dismissed	Other
All offenses^a	11,764	70.7 %	12.2 %	8.5 %	8.2 %	0.3 %
Violent offenses	620	71.9 %	14.8 %	5.5 %	7.1 %	0.6 %
Murder ^b	71	70.0	12.9	5.7	11.4	0
Assault	96	72.9	14.6	5.2	5.2	2.1
Robbery	261	71.3	17.6	4.6	6.1	0.4
Sexual abuse ^b	139	76.3	12.2	4.3	7.2	0
Kidnapping	52	63.5	11.5	13.5	9.6	1.9
Threats against the President	1	^	^	^	^	^
Property offenses	1,470	67.1 %	14.9 %	9.7 %	8.0 %	0.3 %
Fraudulent	1,169	67.0 %	15.1 %	8.9 %	8.7 %	0.3 %
Embezzlement	57	71.9	5.3	19.3	1.8	1.8
Fraud ^b	964	67.5	16.0	7.8	8.4	0.3
Forgery	8	^	^	^	^	^
Counterfeiting	140	61.4	12.9	12.9	12.9	0
Other	301	67.4 %	14.3 %	13.0 %	5.3 %	0 %
Burglary	5	^	^	^	^	^
Larceny ^b	159	62.3	15.7	15.1	6.9	0
Motor vehicle theft	50	74.0	12.0	8.0	6.0	0
Arson and explosives	53	69.8	15.1	13.2	1.9	0
Transportation of stolen property	30	76.7	6.7	13.3	3.3	0
Other property offenses ^b	4	^	^	^	^	^
Drug offenses	4,353	69.8 %	11.6 %	8.2 %	10.1 %	0.3 %
Public-order offenses	753	68.8 %	14.5 %	8.9 %	7.3 %	0.5 %
Regulatory	102	63.7 %	10.8 %	15.7 %	7.8 %	2.0 %
Antitrust	1	^	^	^	^	^
Food and drug	3	^	^	^	^	^
Transportation	18	61.1	16.7	22.2	0	0
Civil rights	22	72.7	0	22.7	4.5	0
Communications	1	^	^	^	^	^
Custom laws	1	^	^	^	^	^
Postal laws	1	^	^	^	^	^
Other regulatory offenses	55	63.6	12.7	10.9	9.1	3.6
Other	651	69.6 %	15.1 %	7.8 %	7.2 %	0.3 %
Tax law violations ^b	67	65.7	16.4	9.0	9.0	0
Bribery	15	86.7	6.7	6.7	0	0
Perjury, contempt, and intimidation	74	78.4	6.8	8.1	6.8	0
National defense	13	46.2	23.1	23.1	7.7	0
Escape	48	66.7	16.7	0	16.7	0
Racketeering and extortion	180	67.8	16.7	7.8	7.8	0
Gambling	0	^	^	^	^	^
Nonviolent sex offenses	200	71.5	14.5	9.5	4.0	0.5
Obscene material ^b	6	^	^	^	^	^
Traffic offenses	12	66.7	25.0	8.3	0	0
Wildlife	3	^	^	^	^	^
Environmental	0	^	^	^	^	^
All other offenses ^b	33	63.6	15.2	3.0	15.2	3.0

Table 6.3. Federal criminal appeals cases terminated on the merits, by offense, October 1, 2005 - September 30, 2006 (cont.)

Most serious offense	Total	Percent of criminal appeals cases terminated on the merits				
		Affirmed	Remanded or reversed	Partially affirmed	Dismissed	Other
Weapon offenses	1,895	73.0 %	12.3 %	8.3 %	6.1 %	0.3 %
Immigration offenses	2,382	72.3 %	10.7 %	9.8 %	6.8 %	0.3 %

[^] Too few cases to obtain statistically reliable data.

^aTotal includes 291 appeals terminated on the merits for which an offense category could not be determined.

^bIn this table "Murder" includes nonnegligent manslaughter; "Sexual abuse" includes only violent sex offenses; "Fraud" excludes tax fraud; "Larceny" excludes transportation of stolen property; "Other property offenses" exclude fraudulent property offenses and include destruction of property and trespassing; "Tax law violations" include tax fraud; "Obscene material" denotes the mail or transport thereof; and "All other offenses" include offenses with unclassifiable offense type.

Source: Administrative Office of the U.S. Courts, Court of Appeals.