

Table B-4.

U.S. Courts of Appeals—Median Time Intervals in Cases Terminated After Hearing or Submission, by Circuit, During the 12-Month Period Ending September 30, 2003

Circuit	Total Cases	From Filing of Notice of Appeal to Filing Last Brief		From Filing of Last Brief to Hearing or Submission		From Hearing to Final Disposition		From Submission to Final Disposition		From Filing of Notice of Appeal to Final Disposition		From Filing in Lower Court to Final Disposition in Appellate Court	
		Cases	Interval in Months	Cases	Interval in Months	Cases	Interval in Months	Cases	Interval in Months	Cases	Interval in Months	Cases	Interval in Months
ALL CASES													
TOTAL	27,009	16,917	5.3	18,369	3.5	8,791	2.1	18,218	.5	22,377	10.5	22,377	25.9
DISTRICT OF COLUMBIA	514	194	9.9	327	3.0	276	1.9	238	.6	333	12.0	333	30.6
FIRST	576	452	5.4	481	1.6	355	2.5	221	1.6	488	10.8	488	32.1
SECOND	1,934	1,289	5.9	1,331	3.4	1,114	.7	820	.2	1,588	11.2	1,588	33.1
THIRD	1,915	1,257	5.4	1,354	3.0	461	2.7	1,454	2.1	1,605	11.6	1,605	28.6
FOURTH	2,419	999	4.5	1,104	2.6	452	2.5	1,967	.5	2,000	7.0	2,000	20.3
FIFTH	4,416	2,600	5.6	2,761	3.0	875	1.7	3,541	.4	3,833	9.4	3,833	19.8
SIXTH	2,251	1,598	6.3	1,698	8.3	912	2.3	1,339	1.3	1,942	16.8	1,942	30.9
SEVENTH	1,404	968	4.9	1,021	2.6	761	2.5	643	.3	1,210	10.1	1,210	25.3
EIGHTH	1,775	1,038	3.5	1,083	3.6	641	3.3	1,134	.3	1,493	8.4	1,493	22.3
NINTH	5,295	3,236	5.8	3,780	5.2	1,886	1.4	3,409	.2	4,016	14.0	4,016	30.6
TENTH	1,470	1,124	4.9	1,174	3.8	405	3.6	1,065	1.3	1,303	11.0	1,303	25.3
ELEVENTH	3,040	2,162	4.2	2,255	2.1	653	2.3	2,387	1.0	2,566	8.5	2,566	23.5
PRISONER PETITIONS													
TOTAL	5,259	2,792	5.9	2,792	3.8	906	2.0	4,353	.5	5,259	9.2	5,259	23.8
DISTRICT OF COLUMBIA	55	11	11.1	11	2.4	9	2.1	46	.6	55	7.5	55	17.4
FIRST	68	55	6.2	55	1.5	30	2.1	38	3.2	68	11.6	68	30.6
SECOND	259	183	8.4	183	3.7	134	1.0	125	.2	259	12.7	259	32.8
THIRD	412	170	9.9	170	2.7	39	3.2	373	.9	412	11.1	412	24.4
FOURTH	580	48	4.5	48	2.5	36	2.4	544	.3	580	4.1	580	16.1
FIFTH	815	318	5.0	318	3.2	57	1.8	758	.5	815	7.8	815	17.0
SIXTH	500	319	5.9	319	4.3	95	3.5	405	1.3	500	10.2	500	24.6
SEVENTH	277	172	7.5	172	2.9	57	2.3	220	.2	277	9.5	277	20.5
EIGHTH	363	146	4.8	146	3.4	65	3.3	298	.3	363	5.8	363	17.2
NINTH	1,047	815	6.6	815	5.3	281	1.1	766	.3	1,047	14.3	1,047	35.9
TENTH	395	265	3.9	265	3.0	42	3.8	353	1.3	395	8.5	395	21.6
ELEVENTH	488	290	4.7	290	2.0	61	2.2	427	.9	488	7.8	488	19.3

Table B-4. (September 30, 2003—Continued)

Circuit	Total Cases	From Filing of Notice of Appeal to Filing Last Brief		From Filing of Last Brief to Hearing or Submission		From Hearing to Final Disposition		From Submission to Final Disposition		From Filing of Notice of Appeal to Final Disposition		From Filing in Lower Court to Final Disposition in Appellate Court	
		Cases	Interval in Months	Cases	Interval in Months	Cases	Interval in Months	Cases	Interval in Months	Cases	Interval in Months	Cases	Interval in Months
OTHER CIVIL													
TOTAL	8,600	7,376	4.7	7,376	3.9	4,578	2.3	4,022	1.0	8,600	11.2	8,600	29.4
DISTRICT OF COLUMBIA	224	134	9.9	134	2.5	115	1.8	109	.6	224	12.3	224	31.9
FIRST	281	269	4.8	269	1.7	200	2.8	81	2.8	281	9.8	281	30.7
SECOND	830	657	5.5	657	3.3	638	.9	192	.2	830	10.3	830	34.7
THIRD	693	619	4.9	619	3.2	253	2.6	440	2.4	693	11.5	693	30.5
FOURTH	623	354	4.1	354	4.3	248	2.5	375	.5	623	8.0	623	21.6
FIFTH	1,070	1,010	4.5	1,010	3.8	509	2.1	561	1.2	1,070	10.3	1,070	27.1
SIXTH	787	717	5.4	717	10.5	462	2.4	325	1.3	787	18.2	787	34.1
SEVENTH	571	514	4.2	514	2.8	398	2.7	173	.3	571	10.1	571	28.3
EIGHTH	582	493	3.5	493	3.9	320	3.6	262	.3	582	9.5	582	26.5
NINTH	1,479	1,230	5.6	1,230	6.1	886	1.5	593	.3	1,479	14.7	1,479	32.6
TENTH	513	490	4.1	490	4.7	198	3.7	315	2.4	513	12.6	513	28.8
ELEVENTH	947	889	3.3	889	2.4	351	2.0	596	1.2	947	8.3	947	27.6
CRIMINAL													
TOTAL	8,078	6,371	5.9	6,371	2.9	2,435	1.9	5,643	.6	8,078	10.5	8,078	23.3
DISTRICT OF COLUMBIA	52	48	9.7	48	3.7	36	2.1	16	.7	52	15.4	52	30.6
FIRST	122	111	8.3	111	1.8	87	2.2	35	2.1	122	13.1	122	38.1
SECOND	464	422	6.1	422	3.5	272	.6	192	.2	464	12.3	464	32.3
THIRD	454	424	5.7	424	3.0	112	2.6	342	2.6	454	11.9	454	30.6
FOURTH	758	571	4.9	571	2.2	120	2.2	638	.6	758	8.3	758	21.1
FIFTH	1,863	1,195	6.7	1,195	2.2	228	1.2	1,635	.0	1,863	9.4	1,863	17.5
SIXTH	617	525	7.6	525	7.6	284	1.9	333	1.3	617	17.5	617	30.8
SEVENTH	339	262	5.6	262	2.1	243	2.1	96	.1	339	10.4	339	23.6
EIGHTH	524	378	3.2	378	3.3	222	3.0	302	.3	524	8.3	524	19.8
NINTH	1,406	1,128	5.8	1,128	4.4	478	1.3	928	.3	1,406	12.7	1,406	25.6
TENTH	378	353	6.2	353	2.4	147	3.0	231	1.0	378	11.3	378	24.3
ELEVENTH	1,101	954	5.0	954	2.0	206	2.4	895	1.1	1,101	8.9	1,101	22.3

Table B-4. (September 30, 2003—Continued)

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		Cases	Interval in Months	Cases	Interval in Months	Cases	Interval in Months	Cases	Interval in Months	Cases	Interval in Months	Cases	Interval in Months
ADMINISTRATIVE AGENCY ¹													
TOTAL	1,865	-	-	1,452	3.7	617	2.0	1,248	.4	-	-	-	-
DISTRICT OF COLUMBIA	136	-	-	133	3.2	114	1.9	22	.6	-	-	-	-
FIRST	31	-	-	29	1.3	22	2.0	9	.7	-	-	-	-
SECOND	136	-	-	42	3.3	39	.5	97	.1	-	-	-	-
THIRD	126	-	-	97	2.4	27	2.7	99	2.2	-	-	-	-
FOURTH	139	-	-	105	2.0	28	2.5	111	.6	-	-	-	-
FIFTH	177	-	-	161	3.0	42	1.6	135	.7	-	-	-	-
SIXTH	113	-	-	100	10.1	48	1.8	65	1.3	-	-	-	-
SEVENTH	56	-	-	53	2.5	47	2.6	9	.5	-	-	-	-
EIGHTH	80	-	-	45	3.4	21	2.4	59	.4	-	-	-	-
NINTH	711	-	-	544	5.6	195	1.5	516	.3	-	-	-	-
TENTH	54	-	-	50	8.0	15	3.4	39	1.0	-	-	-	-
ELEVENTH	106	-	-	93	2.0	19	3.0	87	1.2	-	-	-	-
BANKRUPTCY													
TOTAL	440	378	5.0	378	4.3	238	2.5	202	1.0	440	12.6	440	22.4
DISTRICT OF COLUMBIA	2	1	-	1	-	-	-	2	.7	2	6.7	2	11.5
FIRST	17	17	5.3	17	1.7	15	2.0	2	2.0	17	10.5	17	23.8
SECOND	35	27	5.8	27	2.9	27	.8	8	.1	35	10.9	35	24.8
THIRD	46	44	4.8	44	3.9	26	4.5	20	2.3	46	13.3	46	25.0
FOURTH	39	26	3.7	26	4.8	18	1.9	21	.8	39	8.8	39	18.3
FIFTH	85	77	5.5	77	3.0	39	2.3	46	1.4	85	11.5	85	18.0
SIXTH	38	37	7.0	37	10.1	23	1.7	15	1.6	38	20.4	38	30.8
SEVENTH	23	20	3.9	20	2.9	16	2.9	7	.1	23	8.8	23	17.0
EIGHTH	24	21	3.5	21	4.1	13	4.2	11	.2	24	10.1	24	15.1
NINTH	84	63	5.3	63	7.8	44	2.3	40	.3	84	15.7	84	26.3
TENTH	17	16	4.4	16	5.0	3	7.7	14	2.9	17	15.4	17	23.4
ELEVENTH	30	29	3.3	29	3.9	14	1.7	16	1.1	30	9.6	30	18.4

NOTE: THE SUBTOTALS DO NOT ADD UP TO THE NUMBER FOR TOTAL CASES BECAUSE TOTAL CASES INCLUDE ORIGINAL PROCEEDINGS NOT REPORTED SEPARATELY IN THIS TABLE. THIS TABLE DOES NOT INCLUDE DATA FOR THE U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT. BEGINNING OCTOBER 1, 1998, DATA ARE REPORTED FOR TYPES OF ORIGINAL PROCEEDINGS PREVIOUSLY NOT PRESENTED IN THIS TABLE.

¹ BEGINNING IN 2002 AND THROUGH 2003, THE COURTS OF APPEALS, PARTICULARLY IN THE SECOND AND NINTH CIRCUITS, EXPERIENCED AN UNPRECEDENTED INCREASE IN FILINGS OF NEW CASES ORIGINATING FROM THE BOARD OF IMMIGRATION APPEALS.