

**Table C-4.**  
**U.S. District Courts—Civil Cases Terminated, by Nature of Suit and Action Taken,**  
**During the 12-Month Period Ending September 30, 2011**

| Nature of Suit  | Total          | No Court Action | Court Action   |                 |                          |                       |            |              |                        |
|---|----------------|-----------------|----------------|-----------------|--------------------------|-----------------------|------------|--------------|------------------------|
|   |                |                 | Total          | Before Pretrial | During or After Pretrial | During or After Trial |            |              | Percent Reaching Trial |
|   |                |                 |                |                 |                          | Total                 | Nonjury    | Jury         |                        |
| <b>Total Cases</b>                                    | <b>302,922</b> | <b>54,440</b>   | <b>248,482</b> | <b>218,131</b>  | <b>27,157</b>            | <b>3,194</b>          | <b>940</b> | <b>2,254</b> | <b>1.1</b>             |
| <b>United States Cases</b>                            | <b>43,187</b>  | <b>9,450</b>    | <b>33,737</b>  | <b>32,024</b>   | <b>1,474</b>             | <b>239</b>            | <b>161</b> | <b>78</b>    | <b>0.6</b>             |
| <b>Contract Actions</b>                               |                |                 |                |                 |                          |                       |            |              |                        |
| Franchise   | -              | -               | -              | -               | -                        | -                     | -          | -            | -                      |
| Negotiable Instruments                                | 44             | 14              | 30             | 21              | 8                        | 1                     | 1          | -            | 2.3                    |
| Recovery of Overpayments and Enforcement of Judgments | 3,505          | 1,951           | 1,554          | 1,510           | 44                       | -                     | -          | -            | -                      |
| Other Contracts                                       | 447            | 117             | 330            | 274             | 51                       | 5                     | 2          | 3            | 1.1                    |
| <b>Real Property</b>                                  | <b>1,194</b>   | <b>258</b>      | <b>936</b>     | <b>877</b>      | <b>53</b>                | <b>6</b>              | <b>6</b>   | <b>-</b>     | <b>0.5</b>             |
| <b>Tort Actions</b>                                   |                |                 |                |                 |                          |                       |            |              |                        |
| Marine Personal Injury                                | 24             | 8               | 16             | 10              | 6                        | -                     | -          | -            | -                      |
| Motor Vehicle Personal Injury                         | 408            | 103             | 305            | 204             | 86                       | 15                    | 15         | -            | 3.7                    |
| Other Personal Injury                                 | 1,543          | 250             | 1,293          | 1,060           | 188                      | 45                    | 42         | 3            | 2.9                    |
| Other Torts   | 245            | 62              | 183            | 157             | 25                       | 1                     | 1          | -            | 0.4                    |
| <b>Actions Under Statutes</b>                         |                |                 |                |                 |                          |                       |            |              |                        |
| Consumer Credit                                       | 15             | 7               | 8              | 6               | 2                        | -                     | -          | -            | -                      |
| Cable/Satellite TV                                    | 1              | -               | 1              | 1               | -                        | -                     | -          | -            | -                      |
| Antitrust   | 18             | 3               | 15             | 14              | 1                        | -                     | -          | -            | -                      |
| Civil Rights  |                |                 |                |                 |                          |                       |            |              |                        |
| ADA—Employment  | 57             | 7               | 50             | 34              | 16                       | -                     | -          | -            | -                      |
| ADA—Other   | 37             | 5               | 32             | 29              | 1                        | 2                     | 1          | 1            | 5.4                    |
| Employment  | 958            | 180             | 778            | 569             | 170                      | 39                    | 5          | 34           | 4.1                    |
| Other Civil Rights                                    | 791            | 146             | 645            | 578             | 58                       | 9                     | 2          | 7            | 1.1                    |
| Deportation   | 37             | 14              | 23             | 21              | 1                        | 1                     | 1          | -            | 2.7                    |
| Prisoner Petitions                                    |                |                 |                |                 |                          |                       |            |              |                        |
| Motions to Vacate Sentence                            | 5,970          | 824             | 5,146          | 5,130           | 12                       | 4                     | 4          | -            | 0.1                    |
| Habeas Corpus—General                                 | 3,080          | 692             | 2,388          | 2,379           | 8                        | 1                     | -          | 1            | -                      |
| Habeas Corpus—Death Penalty                           | 2              | -               | 2              | 2               | -                        | -                     | -          | -            | -                      |
| Mandamus and Other                                    | 388            | 63              | 325            | 317             | 4                        | 4                     | 4          | -            | 1.0                    |
| Civil Rights  | 836            | 134             | 702            | 684             | 15                       | 3                     | 2          | 1            | 0.4                    |
| Prison Condition                                      | 317            | 57              | 260            | 254             | 4                        | 2                     | 2          | -            | 0.6                    |

**Table C-4. (September 30, 2011—Continued)**

| Nature of Suit                            | Total          | No Court Action | Court Action   |                 |                          |                       |            |              |                        |
|---|----------------|-----------------|----------------|-----------------|--------------------------|-----------------------|------------|--------------|------------------------|
|   |                |                 | Total          | Before Pretrial | During or After Pretrial | During or After Trial |            |              | Percent Reaching Trial |
|   |                |                 |                |                 |                          | Total                 | Nonjury    | Jury         |                        |
| <b>Actions Under Statutes (Continued)</b> |                |                 |                |                 |                          |                       |            |              |                        |
| Habeas Corpus—Alien Detainee              | 838            | 171             | 667            | 659             | 8                        | -                     | -          | -            | -                      |
| Liquor Forfeitures                        | -              | -               | -              | -               | -                        | -                     | -          | -            | -                      |
| Other Forfeiture and Penalty Suits        | 2,302          | 527             | 1,775          | 1,586           | 166                      | 23                    | 15         | 8            | 1.0                    |
| Fair Labor Standards Act                  | 174            | 46              | 128            | 116             | 11                       | 1                     | -          | 1            | 0.6                    |
| Other Labor Litigation                    | 268            | 68              | 200            | 176             | 24                       | -                     | -          | -            | -                      |
| Selective Service                         | -              | -               | -              | -               | -                        | -                     | -          | -            | -                      |
| Social Security Laws                      |                |                 |                |                 |                          |                       |            |              |                        |
| Disability Insurance                      | 6,286          | 971             | 5,315          | 5,257           | 53                       | 5                     | 1          | 4            | 0.1                    |
| Supplemental Security Income              | 7,194          | 1,205           | 5,989          | 5,933           | 51                       | 5                     | 1          | 4            | 0.1                    |
| Retirement and Services Benefits          | 707            | 123             | 584            | 580             | 4                        | -                     | -          | -            | -                      |
| Other                                     | 71             | 5               | 66             | 59              | 6                        | 1                     | 1          | -            | 1.4                    |
| Tax Suits                                 | 1,268          | 327             | 941            | 768             | 148                      | 25                    | 20         | 5            | 2.0                    |
| Immigration                               |                |                 |                |                 |                          |                       |            |              |                        |
| Naturalization Applications               | 325            | 94              | 231            | 215             | 13                       | 3                     | 3          | -            | 0.9                    |
| Other Immigration Actions                 | 746            | 270             | 476            | 452             | 23                       | 1                     | 1          | -            | 0.1                    |
| All Other U.S. Actions                    | 3,091          | 748             | 2,343          | 2,092           | 214                      | 37                    | 31         | 6            | 1.2                    |
| <b>Federal Question</b>                   | <b>149,752</b> | <b>31,115</b>   | <b>118,637</b> | <b>101,454</b>  | <b>15,193</b>            | <b>1,990</b>          | <b>508</b> | <b>1,482</b> | <b>1.3</b>             |
| <b>Contract Actions</b>                   |                |                 |                |                 |                          |                       |            |              |                        |
| Franchise                                 | 72             | 11              | 61             | 48              | 11                       | 2                     | -          | 2            | 2.8                    |
| Marine                                    | 1,112          | 238             | 874            | 717             | 138                      | 19                    | 17         | 2            | 1.7                    |
| Miller Act                                | 225            | 82              | 143            | 111             | 28                       | 4                     | 1          | 3            | 1.8                    |
| Other Contracts                           | 3,532          | 784             | 2,748          | 2,253           | 448                      | 47                    | 20         | 27           | 1.3                    |
| <b>Real Property</b>                      | <b>3,676</b>   | <b>829</b>      | <b>2,847</b>   | <b>2,593</b>    | <b>245</b>               | <b>9</b>              | <b>5</b>   | <b>4</b>     | <b>0.2</b>             |
| <b>Tort Actions</b>                       |                |                 |                |                 |                          |                       |            |              |                        |
| Federal Employers Liability Act           | 442            | 83              | 359            | 167             | 156                      | 36                    | 2          | 34           | 8.1                    |
| Marine Personal Injury                    | 1,066          | 161             | 905            | 543             | 318                      | 44                    | 27         | 17           | 4.1                    |
| Other Personal Injury                     | 12,085         | 655             | 11,430         | 10,779          | 612                      | 39                    | 6          | 33           | 0.3                    |
| Other Torts                               | 1,694          | 426             | 1,268          | 1,033           | 215                      | 20                    | 10         | 10           | 1.2                    |
| <b>Actions Under Statutes</b>             |                |                 |                |                 |                          |                       |            |              |                        |
| Consumer Credit                           | 8,689          | 3,440           | 5,249          | 4,430           | 800                      | 19                    | 8          | 11           | 0.2                    |
| Cable/Satellite TV                        | 1,136          | 375             | 761            | 647             | 110                      | 4                     | 2          | 2            | 0.4                    |
| Bankruptcy Suits                          | 2,717          | 527             | 2,190          | 2,114           | 69                       | 7                     | 4          | 3            | 0.3                    |
| Antitrust                                 | 641            | 137             | 504            | 447             | 50                       | 7                     | 2          | 5            | 1.1                    |

**Table C-4. (September 30, 2011—Continued)**

| Nature of Suit                            | Total          | No Court Action | Court Action  |                 |                          |                 |            |            |                        |
|---|----------------|-----------------|---------------|-----------------|--------------------------|-----------------|------------|------------|------------------------|
|   |                |                 | Total         | Before Pretrial | During or After Pretrial | During or After |            |            | Percent Reaching Trial |
|   |                |                 |               |                 |                          | Total           | Nonjury    | Jury       |                        |
| <b>Actions Under Statutes (Continued)</b> |                |                 |               |                 |                          |                 |            |            |                        |
| <b>Civil Rights</b>                       |                |                 |               |                 |                          |                 |            |            |                        |
| ADA—Employment                            | 1,371          | 248             | 1,123         | 780             | 317                      | 26              | 3          | 23         | 1.9                    |
| ADA—Other                                 | 2,429          | 792             | 1,637         | 1,364           | 257                      | 16              | 11         | 5          | 0.7                    |
| Employment                                | 12,193         | 2,035           | 10,158        | 6,925           | 2,935                    | 298             | 31         | 267        | 2.4                    |
| Other Civil Rights                        | 15,551         | 2,648           | 12,903        | 9,453           | 2,820                    | 630             | 59         | 571        | 4.1                    |
| Prisoner Petitions                        |                |                 |               |                 |                          |                 |            |            |                        |
| Habeas Corpus—General                     | 17,783         | 3,585           | 14,198        | 14,099          | 92                       | 7               | 2          | 5          | -                      |
| Habeas Corpus—Death Penalty               | 190            | 17              | 173           | 168             | 4                        | 1               | 1          | -          | 0.5                    |
| Mandamus and Other                        | 613            | 108             | 505           | 503             | 2                        | -               | -          | -          | -                      |
| Civil Rights                              | 15,867         | 2,882           | 12,985        | 12,337          | 457                      | 191             | 32         | 159        | 1.2                    |
| Prison Condition                          | 7,745          | 1,080           | 6,665         | 6,368           | 201                      | 96              | 38         | 58         | 1.2                    |
| Fair Labor Standards Act                  | 6,208          | 1,049           | 5,159         | 4,218           | 866                      | 75              | 32         | 43         | 1.2                    |
| Labor Management Relations Act            | 1,097          | 269             | 828           | 687             | 133                      | 8               | 6          | 2          | 0.7                    |
| Other Labor Litigation                    | 10,291         | 2,759           | 7,532         | 6,162           | 1,303                    | 67              | 49         | 18         | 0.7                    |
| Copyright                                 | 2,090          | 652             | 1,438         | 1,152           | 252                      | 34              | 7          | 27         | 1.6                    |
| Patent                                    | 3,581          | 930             | 2,651         | 2,025           | 522                      | 104             | 46         | 58         | 2.9                    |
| Trademark                                 | 3,644          | 1,068           | 2,576         | 2,116           | 408                      | 52              | 20         | 32         | 1.4                    |
| Constitutionality                         |                |                 |               |                 |                          |                 |            |            |                        |
| of State Statutes                         | 301            | 60              | 241           | 212             | 26                       | 3               | 2          | 1          | 1.0                    |
| <b>All Other Federal Question</b>         | <b>11,711</b>  | <b>3,185</b>    | <b>8,526</b>  | <b>7,003</b>    | <b>1,398</b>             | <b>125</b>      | <b>65</b>  | <b>60</b>  | <b>1.1</b>             |
| <b>Diversity of Citizenship</b>           | <b>109,976</b> | <b>13,872</b>   | <b>96,104</b> | <b>84,652</b>   | <b>10,487</b>            | <b>965</b>      | <b>271</b> | <b>694</b> | <b>0.9</b>             |
| <b>Contract Actions</b>                   |                |                 |               |                 |                          |                 |            |            |                        |
| Franchise                                 | 338            | 74              | 264           | 211             | 48                       | 5               | 4          | 1          | 1.5                    |
| Insurance                                 | 8,447          | 1,859           | 6,588         | 5,120           | 1,337                    | 131             | 37         | 94         | 1.6                    |
| Negotiable Instruments                    | 664            | 153             | 511           | 419             | 87                       | 5               | 3          | 2          | 0.8                    |
| Other Contracts                           | 13,241         | 2,901           | 10,340        | 7,771           | 2,245                    | 324             | 160        | 164        | 2.4                    |
| <b>Real Property</b>                      | <b>3,875</b>   | <b>902</b>      | <b>2,973</b>  | <b>2,629</b>    | <b>315</b>               | <b>29</b>       | <b>13</b>  | <b>16</b>  | <b>0.7</b>             |
| <b>Tort Actions</b>                       |                |                 |               |                 |                          |                 |            |            |                        |
| Marine Personal Injury                    | 331            | 44              | 287           | 245             | 37                       | 5               | 2          | 3          | 1.5                    |
| Motor Vehicle Personal Injury             | 3,435          | 690             | 2,745         | 1,778           | 837                      | 130             | 12         | 118        | 3.8                    |
| Other Personal Injury <sup>1</sup>        | 74,525         | 6,011           | 68,514        | 63,611          | 4,645                    | 258             | 22         | 236        | 0.3                    |
| Other Torts                               | 2,526          | 561             | 1,965         | 1,439           | 472                      | 54              | 14         | 40         | 2.1                    |

**Table C-4. (September 30, 2011—Continued)**

| Nature of Suit                              | Total    | No Court Action | Court Action |                 |                          |                 |         |      |                        |
|---|----------|-----------------|--------------|-----------------|--------------------------|-----------------|---------|------|------------------------|
|   |          |                 | Total        | Before Pretrial | During or After Pretrial | During or After |         |      |                        |
|   |          |                 |              |                 |                          | Total           | Nonjury | Jury | Percent Reaching Trial |
| <b>Diversity of Citizenship (Continued)</b> |          |                 |              |                 |                          |                 |         |      |                        |
| Consumer Credit                             | 376      | 112             | 264          | 209             | 55                       | -               | -       | -    | -                      |
| Cable/Satellite TV                          | 8        | 3               | 5            | 3               | 2                        | -               | -       | -    | -                      |
| Civil Rights                                |          |                 |              |                 |                          |                 |         |      |                        |
| ADA—Employment                              | 66       | 14              | 52           | 42              | 10                       | -               | -       | -    | -                      |
| ADA—Other                                   | 26       | 7               | 19           | 14              | 5                        | -               | -       | -    | -                      |
| Employment                                  | 1,564    | 424             | 1,140        | 800             | 322                      | 18              | 3       | 15   | 1.2                    |
| Other Civil Rights                          | 446      | 98              | 348          | 287             | 57                       | 4               | -       | 4    | 0.9                    |
| Prison Condition                            | 3        | 1               | 2            | 2               | -                        | -               | -       | -    | -                      |
| All Other Diversity                         | 105      | 18              | 87           | 72              | 13                       | 2               | 1       | 1    | 1.9                    |
| <b>Local Jurisdiction</b>                   | <b>6</b> | <b>2</b>        | <b>4</b>     | <b>1</b>        | <b>3</b>                 | -               | -       | -    | -                      |
| <b>Contract Actions</b>                     | -        | -               | -            | -               | -                        | -               | -       | -    | -                      |
| <b>Real Property</b>                        | <b>2</b> | <b>1</b>        | <b>1</b>     | -               | <b>1</b>                 | -               | -       | -    | -                      |
| <b>Tort Actions</b>                         |          |                 |              |                 |                          |                 |         |      |                        |
| Motor Vehicle Personal Injury               | -        | -               | -            | -               | -                        | -               | -       | -    | -                      |
| Other Personal Injury                       | 1        | -               | 1            | 1               | -                        | -               | -       | -    | -                      |
| Other Torts                                 | -        | -               | -            | -               | -                        | -               | -       | -    | -                      |
| <b>Prisoner Petitions</b>                   |          |                 |              |                 |                          |                 |         |      |                        |
| Habeas Corpus—General                       | -        | -               | -            | -               | -                        | -               | -       | -    | -                      |
| Habeas Corpus—Death Penalty                 | -        | -               | -            | -               | -                        | -               | -       | -    | -                      |
| Mandamus and Other                          | -        | -               | -            | -               | -                        | -               | -       | -    | -                      |
| Prison Condition                            | -        | -               | -            | -               | -                        | -               | -       | -    | -                      |
| Civil Rights                                | -        | -               | -            | -               | -                        | -               | -       | -    | -                      |
| <b>All Other Local</b>                      | <b>4</b> | <b>2</b>        | <b>2</b>     | -               | <b>2</b>                 | -               | -       | -    | -                      |

NOTE: Land condemnation cases omitted.

<sup>1</sup> Includes cases filed in previous years as consolidated cases that thereafter were severed into individual cases.