

Table B-1A.

U.S. Courts of Appeals—Appeals Commenced, Terminated, and Pending, by Nature of Suit or Offense, in Appeals Arising From the U.S. District Courts During the 12-Month Period Ending September 30, 2004

Circuit and Nature of Proceeding	Cases Pending Oct. 1, 2003	Cases Commenced			Cases Terminated								Cases Pending Sept. 30, 2004
					Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits			
		Original	Reinstated*	Total			By Judge	By Staff	Total	After Oral Hearing	After Submission on Briefs		
TOTAL CASES	32,655	45,581	44,576	1,005	43,250	1,737	21,460	10,108	11,352	20,053	7,540	12,513	34,986
TOTAL CRIMINAL CASES	10,217	12,506	12,341	165	11,076	584	2,933	946	1,987	7,559	2,344	5,215	11,647
TOTAL CIVIL CASES	22,438	33,075	32,235	840	32,174	1,153	18,527	9,162	9,365	12,494	5,196	7,298	23,339
U.S. CASES	5,216	8,231	7,968	263	7,967	190	4,480	2,462	2,018	3,297	937	2,360	5,480
U.S. PLAINTIFF	325	414	402	12	407	27	191	49	142	189	110	79	332
NEGOTIABLE INSTRUMENTS	4	1	1	-	3	-	2	-	2	1	1	-	2
OTHER CONTRACT ACTIONS	20	19	19	-	22	-	11	-	11	11	7	4	17
CONDEMNATION OF LAND	7	8	7	1	6	-	3	1	2	3	1	2	9
OTHER REAL PROP. ACTIONS	16	12	12	-	8	1	3	1	2	4	2	2	20
TORT ACTIONS	2	5	5	-	3	-	2	1	1	1	-	1	4
CIVIL RIGHTS:													
EMPLOYMENT	23	42	41	1	36	3	21	5	16	12	8	4	29
OTHER CIVIL RIGHTS	19	13	12	1	17	2	1	-	1	14	11	3	15
FORFEITURE AND PENALTY	49	75	72	3	66	4	31	13	18	31	18	13	58
FAIR LABOR STAND. ACT	2	3	3	-	3	-	-	-	-	3	3	-	2
OTHER LABOR	11	10	10	-	13	-	10	2	8	3	2	1	8
SECUR., COMMOD., & EXCHG.	35	64	62	2	45	4	22	7	15	19	11	8	54
TAX SUITS	27	42	41	1	51	1	33	6	27	17	5	12	18
ALL OTHER	110	120	117	3	134	12	52	13	39	70	41	29	96
U.S. DEFENDANT	4,891	7,817	7,566	251	7,560	163	4,289	2,413	1,876	3,108	827	2,281	5,148
CONTRACT ACTIONS	58	53	53	-	71	-	24	4	20	47	24	23	40
REAL PROPERTY ACTIONS	47	49	48	1	47	5	16	8	8	26	18	8	49
TORT ACTIONS	193	233	228	5	230	9	95	21	74	126	49	77	196
CIVIL RIGHTS:													
EMPLOYMENT	280	369	358	11	345	18	103	16	87	224	76	148	304
OTHER CIVIL RIGHTS	284	465	449	16	424	17	189	59	130	218	68	150	325
PRISONER PETITIONS:													
MOTIONS TO VACATE SEN.	1,440	2,630	2,507	123	2,607	15	2,230	1,811	419	362	87	275	1,463
HABEAS CORPUS—GEN.	799	1,300	1,261	39	1,245	11	616	266	350	618	89	529	854
HABEAS CORPUS—DEATH	8	4	4	-	9	2	3	2	1	4	2	2	3

Table B-1A. (September 30, 2004—Continued)

Circuit and Nature of Proceeding	Cases Pending Oct. 1, 2003	Cases Commenced			Cases Terminated						Cases Pending Sept. 30, 2004		
		Total	Original	Reinstated*	Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits			
							Total	By Judge	By Staff	Total		After Oral Hearing	After Submission on Briefs
U.S. DEFENDANT (CONTINUED)													
PRISONER CIVIL RIGHTS	214	421	410	11	424	3	243	54	189	178	12	166	211
PRISON CONDITION	68	170	162	8	170	3	89	5	84	78	4	74	68
OTHER PRIS. PETITIONS	260	467	462	5	463	23	194	77	117	246	16	230	264
LABOR SUITS	24	28	28	-	28	1	7	2	5	20	12	8	24
SOCIAL SECURITY LAWS	525	800	782	18	707	2	166	33	133	539	139	400	618
TAX SUITS	111	133	130	3	142	14	55	5	50	73	30	43	102
ENVIRONMENTAL MATTERS	116	138	137	1	124	8	58	13	45	58	48	10	130
FREEDOM OF INFOR. ACT	43	66	64	2	58	2	18	4	14	38	24	14	51
ALL OTHER	421	491	483	8	466	30	183	33	150	253	129	124	446
PRIVATE CASES	17,222	24,844	24,267	577	24,207	963	14,047	6,700	7,347	9,197	4,259	4,938	17,859
FEDERAL QUESTION													
MARINE CONTRACT	73	76	74	2	95	11	49	7	42	35	26	9	54
OTHER CONTRACT ACTIONS	300	408	400	8	367	29	164	34	130	174	106	68	341
FEDERAL EMPLOYERS													
LIABILITY ACT	18	30	30	-	25	2	15	1	14	8	6	2	23
MARINE INJURY	74	88	81	7	97	6	51	12	39	40	27	13	65
OTHER TORT ACTIONS	357	442	434	8	436	25	208	60	148	203	116	87	363
ANTITRUST	127	124	123	1	112	10	42	10	32	60	49	11	139
CIVIL RIGHTS:													
EMPLOYMENT	1,906	2,487	2,408	79	2,404	110	1,067	245	822	1,227	583	644	1,989
OTHER CIVIL RIGHTS	2,536	3,533	3,469	64	3,286	189	1,397	464	933	1,700	802	898	2,783
PRISONER PETITIONS:													
HABEAS CORPUS—GEN.	3,599	6,774	6,620	154	6,677	26	5,532	4,603	929	1,119	452	667	3,696
HABEAS CORPUS—DEATH	268	165	162	3	149	10	43	40	3	96	72	24	284
PRISONER CIVIL RIGHTS	1,506	2,494	2,415	79	2,494	27	1,490	414	1,076	977	84	893	1,506
PRISON CONDITION	942	2,040	1,973	67	2,073	44	1,226	239	987	803	53	750	909
OTHER PRIS. PETITIONS	45	96	94	2	92	-	53	17	36	39	1	38	49
LABOR MGMT. RELAT. ACT	144	175	174	1	164	12	77	14	63	75	55	20	155
OTHER LABOR	732	844	832	12	834	51	372	82	290	411	259	152	742
COPYRIGHT, PATENT, &													
TRADEMARK	418	460	453	7	468	55	212	37	175	201	164	37	410
SECUR., COMMOD., & EXCHG.	201	205	203	2	187	13	82	21	61	92	77	15	219
CONST. OF STATE STATS.	102	120	118	2	107	17	34	10	24	56	39	17	115
ALL OTHER	1,180	1,213	1,192	21	1,254	121	542	139	403	591	365	226	1,139

Table B-1A. (September 30, 2004—Continued)

Circuit and Nature of Proceeding	Cases Pending Oct. 1, 2003	Cases Commenced			Cases Terminated									Cases Pending Sept. 30, 2004
					Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits				
		Original	Reinstated*	Total			By Judge	By Staff	Total	After Oral Hearing	After Submission on Briefs			
DIVERSITY OF CITIZENSHIP	2,683	3,067	3,009	58	2,874	205	1,386	251	1,135	1,283	919	364	2,876	
INSURANCE	656	721	709	12	691	56	318	50	268	317	231	86	686	
OTHER CONTRACT ACTIONS	1,103	1,260	1,234	26	1,242	98	611	107	504	533	400	133	1,121	
REAL PROPERTY ACTIONS	72	87	84	3	79	6	41	13	28	32	22	10	80	
PERSONAL INJURY/PRODUCT LIABILITY	229	258	253	5	194	12	93	13	80	89	69	20	293	
OTHER PERSONAL INJURY	396	484	475	9	455	18	227	41	186	210	134	76	425	
PERSONAL PROP. DAMAGE	163	207	204	3	158	9	78	14	64	71	47	24	212	
ALL OTHER	64	50	50	-	55	6	18	13	5	31	16	15	59	
GENERAL LOCAL JURISDICTION	11	3	3	-	12	-	5	-	5	7	4	3	2	
CONTRACT ACTIONS	3	1	1	-	3	-	2	-	2	1	1	-	1	
REAL PROPERTY ACTIONS	6	1	1	-	6	-	1	-	1	5	3	2	1	
TORT ACTIONS	1	-	-	-	1	-	1	-	1	-	-	-	-	
PRISONER PETITIONS	-	-	-	-	-	-	-	-	-	-	-	-	-	
ALL OTHER	1	1	1	-	2	-	1	-	1	1	-	1	-	
TOTAL CRIMINAL CASES	10,217	12,506	12,341	165	11,076	584	2,933	946	1,987	7,559	2,344	5,215	11,647	
GENERAL OFFENSES														
HOMICIDE, TOTAL	97	108	108	-	103	11	34	20	14	58	36	22	102	
MURDER, FIRST DEGREE	88	87	87	-	87	10	30	20	10	47	32	15	88	
OTHER HOMICIDE	9	21	21	-	16	1	4	-	4	11	4	7	14	
ROBBERY, TOTAL	218	277	275	2	216	6	52	19	33	158	54	104	279	
BANK	212	272	270	2	209	6	50	18	32	153	52	101	275	
OTHER ROBBERY	6	5	5	-	7	-	2	1	1	5	2	3	4	
ASSAULT	62	82	80	2	74	-	26	7	19	48	11	37	70	
BURGLARY	3	10	8	2	5	1	-	-	-	4	1	3	8	
LARCENY AND THEFT, TOTAL	195	239	237	2	220	16	73	21	52	131	64	67	214	
INTERSTATE COMMERCE	81	72	71	1	85	9	23	7	16	53	28	25	68	
TRANSPORTATION, ETC. OF STOLEN PROPERTY	46	40	39	1	48	4	17	7	10	27	13	14	38	
POSTAL	26	62	62	-	37	3	19	4	15	15	7	8	51	
OTHER LARCENY AND THEFT	42	65	65	-	50	-	14	3	11	36	16	20	57	
EMBEZZLEMENT	57	65	65	-	60	5	19	4	15	36	16	20	62	

Table B-1A. (September 30, 2004—Continued)

Circuit and Nature of Proceeding	Cases Pending Oct. 1, 2003	Cases Commenced			Cases Terminated							Cases Pending Sept. 30, 2004	
		Total	Original	Reinstated*	Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits			
							Total	By Judge	By Staff	Total	After Oral Hearing		After Submission on Briefs
GENERAL OFFENSES (CONTINUED)													
FRAUD, TOTAL	1,180	1,407	1,387	20	1,225	91	404	129	275	730	330	400	1,362
INCOME TAX	69	116	114	2	82	4	36	13	23	42	19	23	103
POSTAL AND INTERSTATE													
WIRE, RADIO, ETC.	264	299	293	6	284	29	78	24	54	177	87	90	279
LENDING AND CREDIT	166	216	214	2	181	6	62	22	40	113	39	74	201
FALSE CLAIMS & STATEMENTS	128	159	155	4	147	10	52	15	37	85	42	43	140
OTHER FRAUD	553	617	611	6	531	42	176	55	121	313	143	170	639
AUTO THEFT	53	48	48	-	47	3	6	2	4	38	14	24	54
FORGERY AND COUNTERFEITING	134	157	154	3	148	11	47	15	32	90	31	59	143
SEX OFFENSES	150	265	262	3	177	4	43	9	34	130	65	65	238
DRUGS	4,170	4,660	4,582	78	4,256	247	1,171	418	753	2,838	855	1,983	4,574
MISC. GENERAL OFFENSES													
TOTAL	1,921	2,467	2,450	17	2,012	94	462	146	316	1,456	530	926	2,376
BRIBERY	8	32	32	-	15	2	7	2	5	6	4	2	25
EXTORTION, RACKETEERING, AND THREATS	160	138	134	4	147	8	44	18	26	95	49	46	151
GAMBLING, LOTTERY	4	6	6	-	3	-	1	-	1	2	2	-	7
KIDNAPPING	67	55	54	1	57	9	13	5	8	35	14	21	65
FIREARMS, WEAPONS	1,444	2,021	2,011	10	1,554	54	334	98	236	1,166	401	765	1,911
ESCAPE	50	54	53	1	61	5	15	7	8	41	9	32	43
PERJURY	15	8	8	-	15	-	1	-	1	14	6	8	8
DRUNK DRIVING/TRAFFIC	10	10	10	-	16	-	1	1	-	15	3	12	4
OTHER MISCELLANEOUS GENERAL OFFENSES	163	143	142	1	144	16	46	15	31	82	42	40	162
SPECIAL OFFENSES													
IMMIGRATION LAWS	1,267	1,855	1,844	11	1,678	50	285	75	210	1,343	169	1,174	1,444
FEDERAL STATUTES, TOTAL	710	866	841	25	855	45	311	81	230	499	168	331	721
AGRICULTURAL ACTS	7	12	12	-	9	-	3	-	3	6	1	5	10
ANTITRUST VIOLATIONS	5	2	2	-	6	-	-	-	-	6	5	1	1
NATIONAL DEFENSE LAWS	20	8	8	-	11	1	6	2	4	4	2	2	17
CIVIL RIGHTS	26	30	30	-	21	1	4	-	4	16	9	7	35
WITNESS INTIMIDATION	47	61	59	2	56	3	19	4	15	34	18	16	52
EXPLOSIVES/NONVESSEL	60	41	41	-	55	5	10	5	5	40	24	16	46
OTHER	545	712	689	23	697	35	269	70	199	393	109	284	560

NOTE: THIS TABLE INCLUDES REOPENED, REMANDED, AND REINSTATED APPEALS AS WELL AS ORIGINAL APPEALS. THIS TABLE DOES NOT INCLUDE DATA FOR THE U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT.
*INCLUDES ONLY APPEALS REINSTATED AFTER BEING TERMINATED DUE TO PROCEDURAL DEFAULTS.