

Table B-1A.
U.S. Courts of Appeals—Civil and Criminal Appeals Commenced, Terminated, and Pending, by Circuit and Nature of Proceeding, in Appeals
Arising From the U.S. District Courts During the 12-Month Period Ending September 30, 2017

Nature of Suit or Offense	Pending Oct. 1, 2016 ¹	Commenced			Terminated									Pending Sept. 30, 2017
					Total	On Procedural Grounds			On the Merits					
		Total	Original	Reopened ²		Total	Total	By Consolida-tion	By Judge	By Staff	Total	By Consolida-tion	After Oral Argument	
Total	30,994	38,138	37,098	1,040	40,577	13,211	106	3,494	9,611	27,366	2,406	5,669	19,291	28,555
Total Criminal Appeals	9,792	9,917	9,754	163	10,921	2,506	4	548	1,954	8,415	763	1,544	6,108	8,788
Total Civil Appeals	21,202	28,221	27,344	877	29,656	10,705	102	2,946	7,657	18,951	1,643	4,125	13,183	19,767
U.S. Appeals	4,943	7,839	7,614	225	7,418	2,457	19	612	1,826	4,961	217	712	4,032	5,364
U.S. Plaintiff	310	310	303	7	343	138	2	39	97	205	34	98	73	277
Negotiable Instruments	3	0	-	-	2	-	-	-	-	2	-	2	-	1
Other Contract Actions	13	12	11	1	13	6	-	2	4	7	1	2	4	12
Other Real Property Actions	5	7	7	-	8	4	-	2	2	4	-	3	1	4
Tort Actions	4	7	7	-	5	1	-	-	1	4	-	3	1	6
Civil Rights	31	25	25	-	33	14	1	4	9	19	2	11	6	23
Employment	15	10	10	-	13	5	1	-	4	8	-	7	1	12
Other Civil Rights	16	15	15	-	20	9	-	4	5	11	2	4	5	11
Forfeiture And Penalty	34	25	25	-	36	13	-	1	12	23	2	13	8	23
Fair Labor Standards Act	3	6	6	-	2	1	-	-	1	1	-	1	-	7
Other Labor	6	17	16	1	7	4	-	1	3	3	-	1	2	16
Securities, Commodities, & Exchanges	50	54	53	1	63	27	-	8	19	36	7	17	12	41
Tax Suits	42	48	46	2	51	25	-	6	19	26	4	7	15	39
All Other	119	109	107	2	123	43	1	15	27	80	18	38	24	105
U.S. Defendant	4,633	7,529	7,311	218	7,075	2,319	17	573	1,729	4,756	183	614	3,959	5,087
Contract Actions	52	36	35	1	52	19	-	5	14	33	2	15	16	36
Real Property Actions	26	46	45	1	39	17	1	6	10	22	-	12	10	33
Tort Actions	136	194	188	6	178	73	1	14	58	105	7	31	67	152
Civil Rights	473	593	570	23	641	257	1	87	169	384	20	76	288	425
Employment	158	143	137	6	175	45	-	12	33	130	5	26	99	126
Other Civil Rights	315	450	433	17	466	212	1	75	136	254	15	50	189	299
Prisoner Petitions	2,678	5,355	5,208	147	4,748	1,539	1	375	1,163	3,209	88	137	2,984	3,285

Table B-1A. (September 30, 2017—Continued)

Nature of Suit or Offense	Pending Oct. 1, 2016 ¹	Commenced			Terminated									Pending Sept. 30, 2017
					On Procedural Grounds					On the Merits				
		Total	Original	Reopened ²	Total	Total	By Consolida-tion	By Judge	By Staff	Total	By Consolida-tion	After Oral Argument	After Submission on Briefs	
Motions to Vacate Sentence	1,861	3,883	3,776	107	3,324	854	-	234	620	2,470	70	90	2,310	2,420
Habeas Corpus--General	472	715	700	15	739	277	1	70	206	462	11	24	427	448
Habeas Corpus--Death Penalty	0	3	2	1	0	-	-	-	-	-	-	-	-	3
Prisoner Civil Rights	198	429	415	14	401	238	-	46	192	163	4	12	147	226
Prison Condition	68	139	130	9	152	102	-	13	89	50	-	7	43	55
Other Prisoner Petitions	79	186	185	1	132	68	-	12	56	64	3	4	57	133
Labor Suits	18	36	36	-	26	11	-	4	7	15	2	3	10	28
Social Security Laws	594	567	543	24	610	125	-	22	103	485	4	99	382	551
Tax Suits	67	64	64	-	81	29	4	8	17	52	5	21	26	50
Environmental Matters	111	82	82	-	118	40	5	2	33	78	23	50	5	75
Freedom of Information Act	62	76	74	2	74	17	-	9	8	57	7	20	30	64
All Other	416	480	466	14	508	192	4	41	147	316	25	150	141	388
Total Private Appeals	16,259	20,382	19,730	652	22,238	8,248	83	2,334	5,831	13,990	1,426	3,413	9,151	14,403
Federal Question	13,133	17,520	16,978	542	18,775	7,029	50	2,081	4,898	11,746	700	2,669	8,377	11,878
Marine Contract	32	49	49	-	39	22	2	3	17	17	3	12	2	42
Other Contract Actions	316	293	282	11	376	151	3	25	123	225	25	95	105	233
Federal Employers Liability Act	8	7	7	-	9	2	-	-	2	7	1	3	3	6
Marine Injury	55	31	29	2	58	21	1	2	18	37	10	18	9	28
Other Tort Actions	459	519	500	19	584	213	1	56	156	371	116	95	160	394
Antitrust	144	136	134	2	131	38	1	10	27	93	25	56	12	149
Civil Rights	3,580	4,616	4,447	169	4,852	1,840	10	512	1,318	3,012	148	1,076	1,788	3,344
Employment	859	1,071	1,020	51	1,143	413	2	102	309	730	33	248	449	787
Other Civil Rights	2,721	3,545	3,427	118	3,709	1,427	8	410	1,009	2,282	115	828	1,339	2,557
Prisoner Petitions	5,732	8,962	8,722	240	9,548	3,434	6	1,165	2,263	6,114	179	417	5,518	5,146
Habeas Corpus--General	3,097	4,694	4,597	97	5,145	1,014	-	483	531	4,131	105	234	3,792	2,646
Habeas Corpus--Death Penalty	291	134	129	5	158	36	6	26	4	122	13	53	56	267
Prisoner Civil Rights	1,549	2,667	2,580	87	2,760	1,501	-	422	1,079	1,259	51	79	1,129	1,456
Prison Condition	771	1,409	1,358	51	1,425	854	-	225	629	571	8	51	512	755
Other Prisoner Petitions	24	58	58	-	60	29	-	9	20	31	2	-	29	22
Labor Management Relations Act	65	88	85	3	83	29	-	2	27	54	2	30	22	70

Table B-1A. (September 30, 2017—Continued)

Nature of Suit or Offense	Pending Oct. 1, 2016 ¹	Commenced			Terminated									Pending Sept. 30, 2017
		Total	Original	Reopened ²	Total	On Procedural Grounds			On the Merits					
						Total	By Consolida-tion	By Judge	By Staff	Total	By Consolida-tion	After Oral Argument	After Submission on Briefs	
Other Labor	697	658	634	24	735	313	6	56	251	422	36	231	155	620
Copyright, Patent, & Trademark	338	307	298	9	332	153	6	36	111	179	26	83	70	313
Securities, Commodities, & Exchanges	129	113	112	1	135	50	2	8	40	85	16	60	9	107
Constitutionality of State Statutes	120	122	115	7	144	38	2	7	29	106	12	63	31	98
All Other	1,458	1,619	1,564	55	1,749	725	10	199	516	1,024	101	430	493	1,328
Diversity of Citizenship	3,125	2,862	2,752	110	3,462	1,219	33	253	933	2,243	726	743	774	2,525
Insurance	527	502	489	13	578	230	9	33	188	348	51	174	123	451
Other Contract Actions	884	945	900	45	997	432	15	88	329	565	82	272	211	832
Real Property Actions	322	351	325	26	358	150	-	32	118	208	11	50	147	315
Personal Injury/Product Liability	680	189	187	2	680	58	1	19	38	622	534	54	34	189
Other Personal Injury	299	383	373	10	349	125	3	28	94	224	25	80	119	333
Personal Property Damage	227	233	228	5	252	126	2	30	94	126	8	68	50	208
All Other	186	259	250	9	248	98	3	23	72	150	15	45	90	197
General Location Jurisdiction	1	0	-	-	1	-	-	-	-	1	-	1	-	0
Tort Actions	1	0	-	-	1	-	-	-	-	1	-	1	-	0
Total Criminal Appeals	9,792	9,917	9,754	163	10,921	2,506	4	548	1,954	8,415	763	1,544	6,108	8,788
Violent Offenses	476	566	557	9	499	126	-	35	91	373	37	106	230	543
Homicide	55	45	43	2	53	8	-	4	4	45	4	18	23	47
Robbery	102	154	153	1	133	41	-	6	35	92	8	19	65	123
Assault	78	91	89	2	97	21	-	4	17	76	6	23	47	72
Kidnapping	42	49	49	-	37	4	-	1	3	33	4	12	17	54
Racketeering--Violent Crime	111	99	98	1	81	16	-	3	13	65	12	18	35	129
Carjacking	54	59	58	1	54	13	-	1	12	41	3	9	29	59
Terrorism	15	28	26	2	16	6	-	-	6	10	-	3	7	27
Other Violent Offenses	19	41	41	-	28	17	-	16	1	11	-	4	7	32
Property Offenses	1,333	1,234	1,214	20	1,353	348	-	85	263	1,005	160	273	572	1,214

Table B-1A. (September 30, 2017—Continued)

Nature of Suit or Offense	Pending Oct. 1, 2016 ¹	Commenced			Terminated									Pending Sept. 30, 2017
		Total	Original	Reopened ²	Total	On Procedural Grounds			On the Merits					
						Total	By Consolida-tion	By Judge	By Staff	Total	By Consolida-tion	After Oral Argument	After Submission on Briefs	
Burglary	2	6	6	-	5	1	-	-	1	4	2	-	2	3
Larceny & Theft, Total	107	103	101	2	104	24	-	3	21	80	6	13	61	106
Bank	3	2	2	-	2	-	-	-	-	2	-	1	1	3
Postal	18	9	9	-	14	3	-	-	3	11	1	1	9	13
Theft, U.S. Property	65	75	73	2	72	17	-	2	15	55	4	7	44	68
Transportation of Stolen Property	18	14	14	-	14	3	-	1	2	11	1	4	6	18
Other Larceny and Theft Offenses	3	3	3	-	2	1	-	-	1	1	-	-	1	4
Embezzlement	29	25	25	-	28	7	-	1	6	21	2	11	8	26
Fraud, Total	1,144	1,047	1,029	18	1,164	304	-	76	228	860	148	239	473	1,027
Tax	57	59	59	-	64	15	-	3	12	49	8	12	29	52
Financial Institutions	35	43	41	2	42	18	-	1	17	24	2	8	14	36
Securities and Exchange	25	22	22	-	30	8	-	3	5	22	4	8	10	17
Mail	63	67	62	5	69	25	-	8	17	44	5	11	28	61
Wire, Radio, or Television	91	88	87	1	99	34	-	7	27	65	7	23	35	80
Social Security	12	20	20	-	17	7	-	3	4	10	-	1	9	15
Citizenship and Naturalization	7	10	10	-	8	2	-	-	2	6	-	2	4	9
Passport	10	9	9	-	14	4	-	3	1	10	1	1	8	5
Identification Documents and Information	49	55	53	2	57	10	-	4	6	47	6	12	29	47
False Claims and Services, Government	45	41	40	1	48	10	-	1	9	38	8	10	20	38
False Statements	38	44	42	2	46	17	-	5	12	29	1	13	15	36
Conspiracy to Defraud the U.S.	71	44	44	-	68	14	-	2	12	54	13	12	29	47
Unauthorized Access Devices	89	90	90	-	95	23	-	6	17	72	5	15	52	84
Health Care	117	116	115	1	111	25	-	3	22	86	26	25	35	122
Other Fraud Offenses	435	339	335	4	396	92	-	27	65	304	62	86	156	378
Forgery and Counterfeiting	44	47	47	-	49	11	-	5	6	38	2	8	28	42
Other Property Offenses	7	6	6	-	3	1	-	-	1	2	-	2	-	10
Drug Offenses	3,577	3,396	3,327	69	4,051	994	1	205	788	3,057	284	440	2,333	2,922

Table B-1A. (September 30, 2017—Continued)

Nature of Suit or Offense	Pending Oct. 1, 2016 ¹	Commenced			Terminated									Pending Sept. 30, 2017
		Total	Original	Reopened ²	Total	On Procedural Grounds			On the Merits					
						Total	By Consolida-tion	By Judge	By Staff	Total	By Consolida-tion	After Oral Argument	After Submission on Briefs	
Marijuana, Total	297	243	239	4	326	65	-	15	50	261	23	44	194	214
Sell, Distribute, or Dispense	264	223	219	4	289	59	-	14	45	230	19	39	172	198
Import/Export	20	12	12	-	24	5	-	1	4	19	3	2	14	8
Manufacture	13	8	8	-	13	1	-	-	1	12	1	3	8	8
All Other Drugs, Total	3,209	3,105	3,042	63	3,656	917	1	188	728	2,739	253	384	2,102	2,658
Sell, Distribute, or Dispense	2,929	2,909	2,851	58	3,356	853	1	177	675	2,503	239	358	1,906	2,482
Import/Export	206	149	145	4	217	43	-	7	36	174	8	18	148	138
Manufacture	68	44	43	1	78	21	-	4	17	57	6	5	46	34
Possession	6	3	3	-	5	-	-	-	-	5	-	3	2	4
Other Drug Offenses	71	48	46	2	69	12	-	2	10	57	8	12	37	50
Firearms and Explosives Offenses	1,582	1,897	1,879	18	1,785	428	3	85	340	1,357	64	259	1,034	1,694
Firearms, Total	1,539	1,864	1,846	18	1,744	423	3	83	337	1,321	63	254	1,004	1,659
Possession by Prohibited Persons	765	1,063	1,056	7	949	228	3	40	185	721	20	157	544	879
Furtherance of Violent/Drug-Trafficking Crimes	557	543	534	9	576	155	-	34	121	421	33	62	326	524
Other Firearms Offenses	217	258	256	2	219	40	-	9	31	179	10	35	134	256
Explosives	43	33	33	-	41	5	-	2	3	36	1	5	30	35
Sex Offenses	669	737	732	5	746	156	-	39	117	590	30	150	410	660
Sexual Abuse of Adults	23	25	25	-	26	4	-	2	2	22	-	8	14	22
Sexual Abuse of Minors	265	273	273	-	265	63	-	16	47	202	11	56	135	273
Sexually Explicit Material	260	299	296	3	306	62	-	16	46	244	14	52	178	253
Other Sex Offenses	121	140	138	2	149	27	-	5	22	122	5	34	83	112
Justice System Offenses	126	151	149	2	117	27	-	8	19	90	14	22	54	160
Obstruction of Justice	70	76	75	1	54	7	-	2	5	47	6	12	29	92
Escape from Custody	18	33	33	-	22	7	-	1	6	15	1	3	11	29
Failure to Appear	19	16	16	-	19	7	-	3	4	12	4	3	5	16
Other Justice System Offenses	19	26	25	1	22	6	-	2	4	16	3	4	9	23

Table B-1A. (September 30, 2017—Continued)

Nature of Suit or Offense	Pending Oct. 1, 2016 ¹	Commenced			Terminated									Pending Sept. 30, 2017
		Total	Original	Reopened ²	Total	On Procedural Grounds			On the Merits					
						Total	By Consolida-tion	By Judge	By Staff	Total	By Consolida-tion	After Oral Argument	After Submission on Briefs	
Immigration Offenses	1,052	919	901	18	1,234	166	-	34	132	1,068	59	122	887	737
Alien Smuggling	86	118	118	-	102	13	-	3	10	89	9	16	64	102
Improper Entry by Alien	13	16	13	3	17	3	-	-	3	14	4	4	6	12
Improper Reentry by Alien	942	761	747	14	1,101	145	-	31	114	956	46	101	809	602
Other Immigration Offenses	11	24	23	1	14	5	-	-	5	9	-	1	8	21
General Offenses	271	238	231	7	280	76	-	24	52	204	36	64	104	229
Money Laundering	180	150	145	5	178	45	-	16	29	133	25	35	73	152
RICO (Racketeer Influenced and Corrupt Organizations)	33	28	28	-	25	4	-	1	3	21	6	9	6	36
Extortion and Threats	26	29	28	1	36	10	-	5	5	26	2	11	13	19
Other General Offenses	32	31	30	1	41	17	-	2	15	24	3	9	12	22
Regulatory Offenses	105	137	134	3	118	37	-	10	27	81	14	23	44	124
Traffic Offenses	1	8	8	-	6	3	-	1	2	3	-	-	3	3
Unclassified Offenses	600	634	622	12	732	145	-	22	123	587	65	85	437	502

NOTE: This table includes Appeals reopened and remanded 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 thereafter are not comparable to offense data published in previous years.

Totals for cases terminated on the merits in the Third Circuit and in the nation have been revised following resolution of a technical issue affecting the data.

¹ Revised.

² Beginning in 2007, the category entitled "Reopened," which includes all reopened Appeals, has replaced the category entitled "Reinstated." Therefore, data on reopened cases for 2007 and thereafter are not comparable to data published previously on reinstated cases.