

**Table B-5.**  
**U.S. Courts of Appeals—Appeals Terminated on the Merits, by Circuit,**  
**During the 12-Month Period Ending March 31, 2006**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>2</sup>
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
<b>ALL CIRCUITS</b>	<b>66,792</b>	<b>50.9</b>	<b>33,974</b>	<b>25,437</b>	<b>2,797</b>	<b>2,782</b>	<b>1,823</b>	<b>1,135</b>	<b>9.5</b>
CRIMINAL	15,513	69.5	10,776	7,679	930	1,093	979	95	10.1
U.S. PRISONER PETITIONS	5,849	25.9	1,514	1,210	145	112	30	17	7.4
OTHER U.S. CIVIL	2,994	58.9	1,762	1,427	82	190	53	10	10.8
PRIV. PRISONER PETITIONS	10,013	28.1	2,813	2,073	364	245	110	21	8.7
OTHER PRIVATE CIVIL	12,647	49.8	6,300	4,991	317	768	183	41	12.2
BANKRUPTCY	819	47.0	385	293	25	55	8	4	14.3
ADMINISTRATIVE APPEALS	13,026	41.7	5,438	2,945	803	283	460	947	5.2
ORIGINAL PROCEEDINGS	5,931	84.1	4,986	4,819	131	36	-	-	-
<b>DISTRICT OF COLUMBIA</b>	<b>1,189</b>	<b>45.6</b>	<b>542</b>	<b>409</b>	<b>36</b>	<b>70</b>	<b>24</b>	<b>3</b>	<b>15.0</b>
CRIMINAL	115	37.4	43	30	1	4	7	1	9.3
U.S. PRISONER PETITIONS	110	45.5	50	45	-	3	2	-	6.0
OTHER U.S. CIVIL	289	59.5	172	131	6	24	11	-	14.0
PRIV. PRISONER PETITIONS	19	36.8	7	6	-	1	-	-	-
OTHER PRIVATE CIVIL	149	52.3	78	61	4	11	2	-	14.1
BANKRUPTCY	3	33.3	1	1	-	-	-	-	-
ADMINISTRATIVE APPEALS	398	27.4	109	61	18	26	2	2	23.9
ORIGINAL PROCEEDINGS	106	77.4	82	74	7	1	-	-	-
<b>FIRST CIRCUIT</b>	<b>2,080</b>	<b>54.3</b>	<b>1,130</b>	<b>969</b>	<b>37</b>	<b>105</b>	<b>17</b>	<b>2</b>	<b>10.1</b>
CRIMINAL	727	59.0	429	366	5	49	9	-	11.4
U.S. PRISONER PETITIONS	181	21.0	38	28	7	1	1	1	2.6
OTHER U.S. CIVIL	93	66.7	62	56	-	6	-	-	9.7
PRIV. PRISONER PETITIONS	134	30.6	41	30	9	2	-	-	4.9
OTHER PRIVATE CIVIL	547	53.9	295	243	11	37	4	-	12.5
BANKRUPTCY	20	50.0	10	8	-	2	-	-	20.0
ADMINISTRATIVE APPEALS	255	55.7	142	131	1	6	3	1	4.2
ORIGINAL PROCEEDINGS	123	91.9	113	107	4	2	-	-	-
<b>SECOND CIRCUIT</b>	<b>8,222</b>	<b>37.5</b>	<b>3,080</b>	<b>1,745</b>	<b>356</b>	<b>27</b>	<b>388</b>	<b>564</b>	<b>0.9</b>
CRIMINAL	972	40.7	396	231	29	1	94	41	0.3
U.S. PRISONER PETITIONS	289	19.4	56	31	13	1	7	4	1.8
OTHER U.S. CIVIL	291	42.6	124	79	30	3	9	3	2.4
PRIV. PRISONER PETITIONS	826	26.5	219	124	45	5	44	1	2.3
OTHER PRIVATE CIVIL	1,574	46.9	738	491	117	13	106	11	1.8
BANKRUPTCY	99	39.4	39	24	10	-	4	1	-
ADMINISTRATIVE APPEALS	3,821	32.2	1,232	522	82	1	124	503	0.1
ORIGINAL PROCEEDINGS	350	78.9	276	243	30	3	-	-	-

**Table B-5. (March 31, 2006—Continued)**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>2</sup>
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
<b>THIRD CIRCUIT</b>	<b>4,341</b>	<b>56.5</b>	<b>2,451</b>	<b>1,869</b>	<b>129</b>	<b>398</b>	<b>54</b>	<b>1</b>	<b>18.3</b>
CRIMINAL	757	73.1	553	370	9	155	18	1	28.0
U.S. PRISONER PETITIONS	490	43.9	215	177	19	18	1	-	8.4
OTHER U.S. CIVIL	209	73.2	153	128	6	18	1	-	11.8
PRIV. PRISONER PETITIONS	706	27.1	191	120	42	28	1	-	14.7
OTHER PRIVATE CIVIL	1,075	54.7	588	437	30	119	2	-	20.2
BANKRUPTCY	78	53.8	42	32	-	10	-	-	23.8
ADMINISTRATIVE APPEALS	687	61.4	422	329	15	47	31	-	11.1
ORIGINAL PROCEEDINGS	339	84.7	287	276	8	3	-	-	-
<b>FOURTH CIRCUIT</b>	<b>5,344</b>	<b>58.8</b>	<b>3,140</b>	<b>2,746</b>	<b>187</b>	<b>154</b>	<b>49</b>	<b>4</b>	<b>6.3</b>
CRIMINAL	1,354	74.6	1,010	814	116	56	24	-	5.5
U.S. PRISONER PETITIONS	932	28.1	262	226	16	19	1	-	7.3
OTHER U.S. CIVIL	183	65.0	119	106	6	6	1	-	5.0
PRIV. PRISONER PETITIONS	878	30.2	265	231	18	13	3	-	4.9
OTHER PRIVATE CIVIL	734	58.4	429	367	14	41	7	-	9.6
BANKRUPTCY	59	47.5	28	19	1	7	-	1	25.0
ADMINISTRATIVE APPEALS	412	65.5	270	239	8	7	13	3	2.6
ORIGINAL PROCEEDINGS	792	95.6	757	744	8	5	-	-	-
<b>FIFTH CIRCUIT</b>	<b>7,939</b>	<b>54.6</b>	<b>4,334</b>	<b>3,415</b>	<b>391</b>	<b>443</b>	<b>83</b>	<b>2</b>	<b>11.6</b>
CRIMINAL	3,171	75.6	2,398	1,865	220	281	31	1	11.7
U.S. PRISONER PETITIONS	541	21.4	116	81	20	14	1	-	12.1
OTHER U.S. CIVIL	244	59.0	144	122	9	11	2	-	7.6
PRIV. PRISONER PETITIONS	1,431	17.1	245	118	94	27	5	1	11.0
OTHER PRIVATE CIVIL	1,136	49.2	559	441	31	81	6	-	14.5
BANKRUPTCY	89	51.7	46	35	-	10	1	-	21.7
ADMINISTRATIVE APPEALS	588	46.1	271	214	6	14	37	-	5.2
ORIGINAL PROCEEDINGS	739	75.1	555	539	11	5	-	-	-
<b>SIXTH CIRCUIT</b>	<b>5,275</b>	<b>56.2</b>	<b>2,966</b>	<b>2,382</b>	<b>83</b>	<b>199</b>	<b>293</b>	<b>9</b>	<b>7.4</b>
CRIMINAL	1,275	66.9	853	518	29	49	255	2	5.7
U.S. PRISONER PETITIONS	406	28.6	116	105	2	5	3	1	4.3
OTHER U.S. CIVIL	255	63.1	161	143	1	14	3	-	8.7
PRIV. PRISONER PETITIONS	912	41.4	378	342	3	25	8	-	6.6
OTHER PRIVATE CIVIL	1,395	53.8	751	639	15	85	7	5	11.3
BANKRUPTCY	68	52.9	36	31	2	3	-	-	8.3
ADMINISTRATIVE APPEALS	477	65.2	311	276	4	13	17	1	4.2
ORIGINAL PROCEEDINGS	487	73.9	360	328	27	5	-	-	-

**Table B-5. (March 31, 2006—Continued)**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>2</sup>
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
<b>SEVENTH CIRCUIT</b>	<b>4,103</b>	<b>42.5</b>	<b>1,745</b>	<b>1,284</b>	<b>81</b>	<b>288</b>	<b>39</b>	<b>53</b>	<b>19.7</b>
CRIMINAL	778	62.7	488	294	74	86	15	19	17.6
U.S. PRISONER PETITIONS	637	18.8	120	97	-	18	2	3	15.0
OTHER U.S. CIVIL	138	55.1	76	56	-	17	1	2	22.4
PRIV. PRISONER PETITIONS	786	20.1	158	124	1	27	3	3	17.1
OTHER PRIVATE CIVIL	968	41.6	403	310	1	78	2	12	19.4
BANKRUPTCY	53	47.2	25	19	1	5	-	-	20.0
ADMINISTRATIVE APPEALS	354	53.4	189	103	-	56	16	14	29.6
ORIGINAL PROCEEDINGS	389	73.5	286	281	4	1	-	-	-
<b>EIGHTH CIRCUIT</b>	<b>3,632</b>	<b>63.9</b>	<b>2,322</b>	<b>1,953</b>	<b>147</b>	<b>174</b>	<b>47</b>	<b>1</b>	<b>8.6</b>
CRIMINAL	1,258	76.2	958	773	76	76	33	-	7.9
U.S. PRISONER PETITIONS	414	32.1	133	121	8	4	-	-	3.0
OTHER U.S. CIVIL	182	67.6	123	101	4	15	3	-	12.2
PRIV. PRISONER PETITIONS	511	37.6	192	162	18	10	1	1	5.2
OTHER PRIVATE CIVIL	743	64.3	478	389	23	61	5	-	12.8
BANKRUPTCY	25	72.0	18	16	1	1	-	-	5.6
ADMINISTRATIVE APPEALS	184	63.0	116	95	10	6	5	-	5.2
ORIGINAL PROCEEDINGS	315	96.5	304	296	7	1	-	-	-
<b>NINTH CIRCUIT</b>	<b>13,590</b>	<b>47.4</b>	<b>6,435</b>	<b>3,998</b>	<b>852</b>	<b>407</b>	<b>706</b>	<b>472</b>	<b>7.1</b>
CRIMINAL	2,208	65.1	1,438	792	147	74	409	16	5.1
U.S. PRISONER PETITIONS	579	28.3	164	130	13	8	6	7	4.9
OTHER U.S. CIVIL	639	54.9	351	291	7	37	12	4	10.5
PRIV. PRISONER PETITIONS	1,995	33.5	669	542	18	61	37	11	9.1
OTHER PRIVATE CIVIL	2,072	46.6	966	779	24	123	31	9	12.7
BANKRUPTCY	210	45.2	95	78	5	9	1	2	9.5
ADMINISTRATIVE APPEALS	5,020	38.5	1,932	576	635	88	210	423	4.6
ORIGINAL PROCEEDINGS	867	94.6	820	810	3	7	-	-	-
<b>TENTH CIRCUIT</b>	<b>2,960</b>	<b>57.7</b>	<b>1,709</b>	<b>1,287</b>	<b>171</b>	<b>131</b>	<b>115</b>	<b>5</b>	<b>8.5</b>
CRIMINAL	813	74.0	602	430	49	42	79	2	7.0
U.S. PRISONER PETITIONS	311	40.5	126	82	31	6	6	1	4.8
OTHER U.S. CIVIL	166	69.3	115	82	5	18	10	-	15.7
PRIV. PRISONER PETITIONS	523	40.9	214	152	30	22	8	2	10.3
OTHER PRIVATE CIVIL	639	52.7	337	279	13	36	9	-	10.7
BANKRUPTCY	33	45.5	15	8	3	3	1	-	20.0
ADMINISTRATIVE APPEALS	133	66.9	89	68	18	1	2	-	1.1
ORIGINAL PROCEEDINGS	342	61.7	211	186	22	3	-	-	-

**Table B-5. (March 31, 2006—Continued)**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>2</sup>
		Percent of Total Terminations	Total	Affirmed/ Enforced	Dismissed	Reversed	Remanded	Other	
<b>ELEVENTH CIRCUIT</b>	<b>8,117</b>	<b>50.8</b>	<b>4,120</b>	<b>3,380</b>	<b>327</b>	<b>386</b>	<b>8</b>	<b>19</b>	<b>12.1</b>
CRIMINAL	2,085	77.1	1,608	1,196	175	220	5	12	13.7
U.S. PRISONER PETITIONS	959	12.3	118	87	16	15	-	-	12.7
OTHER U.S. CIVIL	305	53.1	162	132	8	21	-	1	13.0
PRIV. PRISONER PETITIONS	1,292	18.1	234	122	86	24	-	2	10.3
OTHER PRIVATE CIVIL	1,615	42.0	678	555	34	83	2	4	12.2
BANKRUPTCY	82	36.6	30	22	2	5	1	-	16.7
ADMINISTRATIVE APPEALS	697	50.9	355	331	6	18	-	-	5.1
ORIGINAL PROCEEDINGS	1,082	86.4	935	935	-	-	-	-	-

NOTE: THIS TABLE DOES NOT INCLUDE DATA FOR THE U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT.

<sup>1</sup> TOTALS INCLUDE REOPENED, REMANDED, AND REINSTATED APPEALS AS WELL AS ORIGINAL APPEALS.

<sup>2</sup> PERCENT NOT SHOWN WHERE THE TOTAL NUMBER OF CASES TERMINATED ON THE MERITS IS LESS THAN 10. NO PERCENTAGES OF CASES REVERSED HAVE BEEN COMPUTED FOR ORIGINAL PROCEEDINGS BECAUSE OF THEIR DIFFERENCE FROM APPEALS, NOR HAVE THEY BEEN INCLUDED IN THE PERCENTAGE OF TOTAL APPEALS REVERSED.