

Table B-5.
U.S. Courts of Appeals—Appeals Terminated on the Merits, by Circuit,
During the 12-Month Period Ending March 31, 2005

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	Percent Reversed ²
ALL CIRCUITS	57,486	47.6	27,354	20,830	2,458	2,207	1,119	740	9.1
CRIMINAL	10,341	65.4	6,767	5,389	529	466	349	34	6.9
U.S. PRISONER PETITIONS	5,029	28.8	1,449	1,107	143	143	45	11	9.9
OTHER U.S. CIVIL	3,016	58.3	1,758	1,401	71	213	61	12	12.1
PRIV. PRISONER PETITIONS	11,415	26.2	2,991	2,092	452	276	147	24	9.2
OTHER PRIVATE CIVIL	12,768	48.4	6,179	4,888	279	735	227	50	11.9
BANKRUPTCY	797	48.8	389	285	24	68	6	6	17.5
ADMINISTRATIVE APPEALS	9,790	45.2	4,426	2,386	882	271	284	603	6.1
ORIGINAL PROCEEDINGS ³	4,330	78.4	3,395	3,282	78	35	-	-	-
DISTRICT OF COLUMBIA	1,148	46.3	531	428	22	60	12	9	12.5
CRIMINAL	123	44.7	55	37	-	13	3	2	23.6
U.S. PRISONER PETITIONS	117	49.6	58	52	2	1	2	1	1.7
OTHER U.S. CIVIL	243	52.7	128	110	4	12	2	-	9.4
PRIV. PRISONER PETITIONS	16	37.5	6	5	-	-	-	1	-
OTHER PRIVATE CIVIL	173	50.9	88	75	4	7	2	-	8.0
BANKRUPTCY	6	16.7	1	-	-	1	-	-	-
ADMINISTRATIVE APPEALS	377	36.3	137	94	10	25	3	5	18.2
ORIGINAL PROCEEDINGS ³	93	62.4	58	55	2	1	-	-	-
FIRST CIRCUIT	1,651	47.7	787	644	27	97	19	-	13.5
CRIMINAL	516	44.4	229	175	5	33	16	-	14.4
U.S. PRISONER PETITIONS	113	22.1	25	16	2	7	-	-	28.0
OTHER U.S. CIVIL	104	57.7	60	51	2	7	-	-	11.7
PRIV. PRISONER PETITIONS	126	32.5	41	36	4	1	-	-	2.4
OTHER PRIVATE CIVIL	530	48.5	257	210	7	39	1	-	15.2
BANKRUPTCY	27	55.6	15	12	-	3	-	-	20.0
ADMINISTRATIVE APPEALS	161	55.3	89	77	3	7	2	-	7.9
ORIGINAL PROCEEDINGS ³	74	95.9	71	67	4	-	-	-	-
SECOND CIRCUIT	5,488	32.0	1,756	1,207	219	23	256	51	1.4
CRIMINAL	753	56.2	423	317	26	6	66	8	1.4
U.S. PRISONER PETITIONS	339	22.4	76	49	11	-	13	3	-
OTHER U.S. CIVIL	229	39.7	91	54	17	3	14	3	3.3
PRIV. PRISONER PETITIONS	1,255	17.7	222	116	42	4	55	5	1.8
OTHER PRIVATE CIVIL	1,416	39.5	560	383	59	9	98	11	1.6
BANKRUPTCY	69	39.1	27	19	5	-	3	-	-
ADMINISTRATIVE APPEALS	1,136	11.4	130	63	39	-	7	21	-
ORIGINAL PROCEEDINGS ³	291	78.0	227	206	20	1	-	-	-

Table B-5. (March 31, 2005—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							Percent Reversed ²
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
THIRD CIRCUIT	3,858	53.4	2,062	1,585	161	262	52	2	13.5
CRIMINAL	493	70.2	346	292	11	36	7	-	10.4
U.S. PRISONER PETITIONS	427	44.3	189	141	23	18	6	1	9.5
OTHER U.S. CIVIL	259	68.0	176	131	9	26	10	-	14.8
PRIV. PRISONER PETITIONS	766	26.5	203	105	65	27	5	1	13.3
OTHER PRIVATE CIVIL	1,069	55.1	589	457	35	92	5	-	15.6
BANKRUPTCY	92	58.7	54	29	2	23	-	-	42.6
ADMINISTRATIVE APPEALS	561	59.9	336	274	10	33	19	-	9.8
ORIGINAL PROCEEDINGS ³	191	88.5	169	156	6	7	-	-	-
FOURTH CIRCUIT	4,777	51.2	2,447	2,139	138	148	22	-	7.2
CRIMINAL	712	68.7	489	431	24	29	5	-	5.9
U.S. PRISONER PETITIONS	894	27.9	249	205	24	17	3	-	6.8
OTHER U.S. CIVIL	214	67.3	144	128	4	11	1	-	7.6
PRIV. PRISONER PETITIONS	1,125	29.6	333	281	37	11	4	-	3.3
OTHER PRIVATE CIVIL	888	59.9	532	441	23	61	7	-	11.5
BANKRUPTCY	60	56.7	34	24	5	5	-	-	14.7
ADMINISTRATIVE APPEALS	427	61.4	262	239	8	13	2	-	5.0
ORIGINAL PROCEEDINGS ³	457	88.4	404	390	13	1	-	-	-
FIFTH CIRCUIT	7,709	47.0	3,621	2,909	395	273	43	1	8.3
CRIMINAL	2,074	72.4	1,501	1,291	138	62	9	1	4.1
U.S. PRISONER PETITIONS	586	25.9	152	93	38	16	5	-	10.5
OTHER U.S. CIVIL	291	58.1	169	126	16	25	2	-	14.8
PRIV. PRISONER PETITIONS	2,025	19.3	390	199	141	45	5	-	11.5
OTHER PRIVATE CIVIL	1,456	50.7	738	572	55	99	12	-	13.4
BANKRUPTCY	103	48.5	50	41	-	9	-	-	18.0
ADMINISTRATIVE APPEALS	520	35.8	186	163	5	8	10	-	4.3
ORIGINAL PROCEEDINGS ³	654	66.5	435	424	2	9	-	-	-
SIXTH CIRCUIT	4,761	55.0	2,618	2,246	25	168	160	19	7.0
CRIMINAL	898	65.5	588	489	4	28	65	2	4.8
U.S. PRISONER PETITIONS	311	27.7	86	75	1	7	3	-	8.1
OTHER U.S. CIVIL	303	67.0	203	176	2	17	5	3	8.4
PRIV. PRISONER PETITIONS	910	38.9	354	303	2	24	24	1	6.8
OTHER PRIVATE CIVIL	1,457	52.9	771	638	1	73	52	7	9.5
BANKRUPTCY	73	54.8	40	31	-	6	1	2	15.0
ADMINISTRATIVE APPEALS	469	70.1	329	301	2	12	10	4	3.6
ORIGINAL PROCEEDINGS ³	340	72.6	247	233	13	1	-	-	-

Table B-5. (March 31, 2005—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							Percent Reversed ²
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
SEVENTH CIRCUIT	3,357	40.9	1,373	1,002	46	257	13	55	20.7
CRIMINAL	430	53.0	228	134	39	46	4	5	20.2
U.S. PRISONER PETITIONS	442	28.1	124	86	-	34	1	3	27.4
OTHER U.S. CIVIL	150	64.7	97	75	-	18	1	3	18.6
PRIV. PRISONER PETITIONS	684	24.6	168	120	1	40	1	6	23.8
OTHER PRIVATE CIVIL	1,011	47.7	482	369	-	86	4	23	17.8
BANKRUPTCY	52	40.4	21	13	-	4	1	3	19.0
ADMINISTRATIVE APPEALS	291	37.8	110	70	-	27	1	12	24.5
ORIGINAL PROCEEDINGS ³	297	48.1	143	135	6	2	-	-	-
EIGHTH CIRCUIT	2,893	64.5	1,866	1,532	135	143	49	7	8.9
CRIMINAL	736	73.1	538	410	44	51	32	1	9.5
U.S. PRISONER PETITIONS	207	37.7	78	66	6	2	2	2	2.6
OTHER U.S. CIVIL	204	75.5	154	132	4	14	3	1	9.1
PRIV. PRISONER PETITIONS	492	40.2	198	160	18	14	5	1	7.1
OTHER PRIVATE CIVIL	690	61.9	427	354	22	49	2	-	11.5
BANKRUPTCY	21	76.2	16	12	2	2	-	-	12.5
ADMINISTRATIVE APPEALS	221	71.9	159	109	35	8	5	2	5.0
ORIGINAL PROCEEDINGS ³	322	91.9	296	289	4	3	-	-	-
NINTH CIRCUIT	12,572	47.3	5,944	3,642	918	398	403	583	7.4
CRIMINAL	1,610	62.7	1,009	749	80	66	108	6	6.5
U.S. PRISONER PETITIONS	493	31.2	154	132	4	11	6	1	7.1
OTHER U.S. CIVIL	519	45.9	238	186	5	36	9	2	15.1
PRIV. PRISONER PETITIONS	2,205	28.7	633	500	24	60	41	8	9.5
OTHER PRIVATE CIVIL	1,851	38.7	717	561	39	91	20	6	12.7
BANKRUPTCY	160	40.6	65	49	6	8	1	1	12.3
ADMINISTRATIVE APPEALS	4,983	48.4	2,410	758	758	117	218	559	4.9
ORIGINAL PROCEEDINGS ³	751	95.6	718	707	2	9	-	-	-
TENTH CIRCUIT	2,468	54.1	1,336	1,016	125	117	77	1	9.7
CRIMINAL	474	72.4	343	247	40	24	32	-	7.0
U.S. PRISONER PETITIONS	246	43.9	108	81	19	5	3	-	4.6
OTHER U.S. CIVIL	191	65.4	125	85	5	22	13	-	17.6
PRIV. PRISONER PETITIONS	516	34.3	177	123	28	19	6	1	10.7
OTHER PRIVATE CIVIL	653	52.2	341	267	14	40	20	-	11.7
BANKRUPTCY	56	50.0	28	23	3	2	-	-	7.1
ADMINISTRATIVE APPEALS	128	60.9	78	61	10	4	3	-	5.1
ORIGINAL PROCEEDINGS ³	204	66.7	136	129	6	1	-	-	-

Table B-5. (March 31, 2005—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated ¹	Terminations on the Merits							Percent Reversed ²
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
ELEVENTH CIRCUIT	6,804	44.3	3,013	2,480	247	261	13	12	10.3
CRIMINAL	1,522	66.9	1,018	817	118	72	2	9	7.1
U.S. PRISONER PETITIONS	854	17.6	150	111	13	25	1	-	16.7
OTHER U.S. CIVIL	309	56.0	173	147	3	22	1	-	12.7
PRIV. PRISONER PETITIONS	1,295	20.5	266	144	90	31	1	-	11.7
OTHER PRIVATE CIVIL	1,574	43.0	677	561	20	89	4	3	13.1
BANKRUPTCY	78	48.7	38	32	1	5	-	-	13.2
ADMINISTRATIVE APPEALS	516	38.8	200	177	2	17	4	-	8.5
ORIGINAL PROCEEDINGS ³	656	74.8	491	491	-	-	-	-	-

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

¹ TOTALS INCLUDE REOPENED, REMANDED, AND REINSTATED APPEALS AS WELL AS ORIGINAL APPEALS.

² PERCENT CHANGE NOT COMPUTED WHEN FEWER THAN 10 CASES REPORTED FOR THE PREVIOUS PERIOD. NO PERCENTAGES OF CASES REVERSED OR DENIED HAVE BEEN COMPUTED FOR ORIGINAL PROCEEDINGS BECAUSE OF THEIR DIFFERENCE FROM APPEALS, NOR HAVE THEY BEEN INCLUDED IN THE PERCENTAGE OF TOTAL APPEALS REVERSED.

³ BEGINNING OCTOBER 1, 1998, DATA ARE REPORTED FOR TYPES OF PROCEEDINGS PREVIOUSLY NOT PRESENTED IN THIS TABLE.