

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, 2013

Nature of Suit or Offense	Cases Pending Oct. 1, 2012 ¹	Cases Commenced			Cases Terminated									Cases Pending Sept. 30, 2013
					Total Terminations	Procedural Terminations			Terminations on the Merits					
		Total	Original	Re-opened ²		Total Procedural Terminations	Cases Disposed of by Consolidation	By Judge	By Staff	Total Merit Terminations	Cases Disposed of by Consolidation	After Oral Hearing	After Submission on Briefs	
TOTAL CASES	32,005	42,175	40,801	1,374	44,167	14,538	106	3,985	10,447	29,629	2,175	6,127	21,327	30,013
TOTAL CRIMINAL CASES	10,925	11,924	11,677	247	12,707	2,802	2	660	2,140	9,905	817	1,957	7,131	10,142
TOTAL CIVIL CASES	21,080	30,251	29,124	1,127	31,460	11,736	104	3,325	8,307	19,724	1,358	4,170	14,196	19,871
U.S. CASES	4,612	7,699	7,420	279	7,858	2,539	12	639	1,888	5,319	266	708	4,345	4,453
U.S. PLAINTIFF	304	345	323	22	361	154	2	37	115	207	34	101	72	288
NEGOTIABLE INSTRUMENTS	1	1	1	-	1	-	-	-	-	1	-	1	-	1
OTHER CONTRACT ACTIONS	19	22	20	2	26	11	-	1	10	15	4	4	7	15
CONDEMNATION OF LAND	1	1	1	-	1	-	-	-	-	1	-	-	1	1
OTHER REAL PROP. ACTIONS	6	13	11	2	13	9	-	2	7	4	-	1	3	6
TORT ACTIONS	6	6	5	1	9	3	-	1	2	6	1	4	1	3
CIVIL RIGHTS														
EMPLOYMENT	15	22	21	1	17	9	-	3	6	8	2	5	1	20
OTHER CIVIL RIGHTS	11	20	18	2	18	11	1	2	8	7	1	4	2	13
FORFEITURE AND PENALTY	38	51	49	2	42	17	-	3	14	25	4	13	8	47
FAIR LABOR STAND. ACT	2	1	1	-	2	-	-	-	-	2	-	-	2	1
OTHER LABOR	9	17	17	-	13	8	-	1	7	5	1	3	1	13
SECUR., COMMOD., & EXCHG.	41	44	39	5	43	16	-	4	12	27	7	14	6	42
TAX SUITS	44	35	34	1	51	27	-	10	17	24	2	8	14	28
ALL OTHER	111	112	106	6	125	43	1	10	32	82	12	44	26	98
U.S. DEFENDANT	4,308	7,354	7,097	257	7,497	2,385	10	602	1,773	5,112	232	607	4,273	4,165
CONTRACT ACTIONS	67	56	54	2	60	28	4	5	19	32	1	17	14	63
REAL PROPERTY ACTIONS	38	44	44	-	42	17	-	7	10	25	1	13	11	40
TORT ACTIONS	134	213	204	9	186	86	1	27	58	100	5	37	58	161
CIVIL RIGHTS														
EMPLOYMENT	154	206	195	11	197	45	-	18	27	152	3	38	111	163
OTHER CIVIL RIGHTS	304	471	456	15	504	252	-	57	195	252	31	63	158	271
PRISONER PETITIONS														
MOTIONS TO VACATE SEN.	1,583	3,313	3,202	111	3,346	713	1	228	484	2,633	64	78	2,491	1,550

Table B-1A. (September 30, 2013—Continued)

Nature of Suit or Offense	Cases Pending Oct. 1, 2012 ¹	Cases Commenced			Cases Terminated										Cases Pending Sept. 30, 2013
					Total Terminations	Procedural Terminations				Terminations on the Merits					
		Total	Original	Re-opened ²		Total Procedural Terminations	Cases Disposed of by Consolidation	By Judge	By Staff	Total Merit Terminations	Cases Disposed of by Consolidation	After Oral Hearing	After Submission on Briefs		
U.S. DEFENDANT (CONTINUED)															
HABEAS CORPUS—GENERAL	530	926	890	36	989	370	-	69	301	619	12	28	579	467	
HABEAS CORPUS—DEATH	6	5	5	-	4	-	-	-	-	4	-	4	-	7	
PRISONER CIVIL RIGHTS	208	453	435	18	476	278	-	67	211	198	6	9	183	185	
PRISON CONDITION	84	169	161	8	182	115	-	13	102	67	5	1	61	71	
OTHER PRIS. PETITIONS	115	184	180	4	199	75	-	15	60	124	5	18	101	100	
LABOR SUITS	28	21	21	-	27	1	-	-	1	26	2	9	15	22	
SOCIAL SECURITY LAWS	399	571	559	12	515	142	-	33	109	373	2	80	291	455	
TAX SUITS	77	88	85	3	92	29	-	7	22	63	8	27	28	73	
ENVIRONMENTAL MATTERS	134	110	107	3	98	33	-	4	29	65	15	41	9	146	
FREEDOM OF INFOR. ACT	42	61	60	1	48	16	-	5	11	32	-	17	15	55	
ALL OTHER	405	463	439	24	532	185	4	47	134	347	72	127	148	336	
TOTAL PRIVATE CASES	16,468	22,552	21,704	848	23,602	9,197	92	2,686	6,419	14,405	1,092	3,462	9,851	15,418	
FEDERAL QUESTION															
MARINE CONTRACT	46	62	59	3	62	30	1	12	17	32	5	19	8	46	
OTHER CONTRACT ACTIONS	439	456	421	35	535	225	6	62	157	310	53	156	101	360	
FEDERAL EMPLOYERS															
LIABILITY ACT	13	9	9	-	13	4	-	2	2	9	2	5	2	9	
MARINE INJURY	56	70	68	2	86	42	1	14	27	44	18	16	10	40	
OTHER TORT ACTIONS	411	627	608	19	535	253	1	67	185	282	52	108	122	503	
ANTITRUST	96	105	92	13	104	42	2	12	28	62	22	28	12	97	
CIVIL RIGHTS															
EMPLOYMENT	1,090	1,471	1,411	60	1,500	552	9	159	384	948	41	283	624	1,061	
OTHER CIVIL RIGHTS	2,566	3,546	3,413	133	3,682	1,652	11	453	1,188	2,030	165	736	1,129	2,430	
PRISONER PETITIONS															
HABEAS CORPUS—GENERAL	3,865	5,493	5,335	158	6,114	1,075	1	525	549	5,039	95	311	4,633	3,244	
HABEAS CORPUS—DEATH	258	170	154	16	154	16	-	10	6	138	10	85	43	274	
PRISONER CIVIL RIGHTS	1,502	2,844	2,743	101	3,024	1,684	-	478	1,206	1,340	53	76	1,211	1,322	
PRISON CONDITION	728	1,438	1,372	66	1,498	875	-	226	649	623	16	34	573	668	
OTHER PRIS. PETITIONS	23	36	36	-	49	22	-	4	18	27	1	1	25	10	
LABOR MGMT. RELAT. ACT	108	102	97	5	127	42	3	3	36	85	10	38	37	83	
OTHER LABOR	636	733	713	20	754	339	11	60	268	415	47	228	140	615	
CPYRGHT., PATENT, & TRDMRK.	357	416	384	32	406	179	8	30	141	227	32	122	73	367	

Table B-1A. (September 30, 2013—Continued)

Nature of Suit or Offense	Cases Pending Oct. 1, 2012 ¹	Cases Commenced			Cases Terminated									Cases Pending Sept. 30, 2013	
					Total Terminations	Procedural Terminations				Terminations on the Merits					
		Total	Original	Re-opened ²		Total Procedural Terminations	Cases Disposed of by Consolidation	By Judge	By Staff	Total Merit Terminations	Cases Disposed of by Consolidation	After Oral Hearing	After Submission on Briefs		
FEDERAL QUESTION (CONTINUED)															
SECUR., COMMOD., & EXCHG.	159	148	144	4	158	58	-	19	39	100	15	68	17	149	
CONST. OF STATE STATS.	142	108	103	5	130	31	-	12	19	99	25	52	22	120	
ALL OTHER	1,326	1,583	1,498	85	1,583	768	9	196	563	815	131	323	361	1,326	
DIVERSITY OF CITIZENSHIP	2,647	3,135	3,044	91	3,088	1,308	29	342	937	1,780	299	773	708	2,694	
INSURANCE	580	621	608	13	609	246	7	48	191	363	52	193	118	592	
OTHER CONTRACT ACTIONS	915	951	919	32	1,012	416	14	93	309	596	92	295	209	854	
REAL PROPERTY ACTIONS	281	468	453	15	375	193	-	55	138	182	19	53	110	374	
PERSONAL INJURY/PRODUCT LIABILITY	234	252	249	3	264	109	-	55	54	155	66	53	36	222	
OTHER PERSONAL INJURY	314	408	395	13	422	166	5	55	106	256	48	89	119	300	
PERSONAL PROP. DAMAGE	184	237	228	9	217	98	1	16	81	119	9	53	57	204	
ALL OTHER	139	198	192	6	189	80	2	20	58	109	13	37	59	148	
GENERAL LOCAL JURISDICTION															
CONTRACT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
REAL PROPERTY ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
TORT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
PRISONER PETITIONS	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
ALL OTHER	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
TOTAL CRIMINAL CASES	10,925	11,924	11,677	247	12,707	2,802	2	660	2,140	9,905	817	1,957	7,131	10,142	
VIOLENT OFFENSES															
HOMICIDE	56	41	40	1	56	11	-	3	8	45	3	27	15	41	
ROBBERY	165	188	184	4	214	56	-	11	45	158	15	28	115	139	
ASSAULT	85	86	85	1	88	17	-	5	12	71	4	23	44	83	
KIDNAPPING	53	63	62	1	58	23	-	18	5	35	5	12	18	58	
RACKETEERING—VIOLENT CRIME	135	122	119	3	129	24	-	11	13	105	11	26	68	128	
CARJACKING	17	35	35	-	20	7	1	2	4	13	2	1	10	32	
TERRORISM	28	14	13	1	28	7	-	2	5	21	7	9	5	14	
OTHER VIOLENT OFFENSES	23	21	20	1	24	9	-	4	5	15	1	4	10	20	

Table B-1A. (September 30, 2013—Continued)

Nature of Suit or Offense	Cases Pending Oct. 1, 2012 ¹	Cases Commenced			Cases Terminated									Cases Pending Sept. 30, 2013
					Total Terminations	Procedural Terminations				Terminations on the Merits				
		Total	Original	Re-opened ²		Total Procedural Terminations	Cases Disposed of by Consolidation	By Judge	By Staff	Total Merit Terminations	Cases Disposed of by Consolidation	After Oral Hearing	After Submission on Briefs	
PROPERTY OFFENSES	1,547	1,683	1,643	40	1,666	414	-	97	317	1,252	156	353	743	1,564
BURGLARY	-	4	4	-	1	1	-	1	-	-	-	-	-	3
LARCENY & THEFT, TOTAL	86	101	100	1	107	24	-	6	18	83	8	18	57	80
BANK	5	3	3	-	5	-	-	-	-	5	-	2	3	3
POSTAL	6	16	15	1	12	4	-	1	3	8	1	1	6	10
THEFT, U.S. PROPERTY TRANSPORT, ETC. OF	52	61	61	-	67	18	-	4	14	49	6	10	33	46
STOLEN PROPERTY	17	14	14	-	19	-	-	-	-	19	1	5	13	12
OTHER LARCENY AND THEFT OFFENSES	6	7	7	-	4	2	-	1	1	2	-	-	2	9
EMBEZZLEMENT	35	25	25	-	42	9	-	-	9	33	3	13	17	18
FRAUD, TOTAL	1,351	1,441	1,405	36	1,421	356	-	85	271	1,065	142	310	613	1,371
TAX	80	75	72	3	96	25	-	2	23	71	11	21	39	59
FINANCIAL INSTITUTIONS	119	109	105	4	120	29	-	3	26	91	5	19	67	108
SECURITIES AND EXCHANGE	47	46	46	-	36	6	-	-	6	30	2	14	14	57
MAIL	125	115	109	6	125	25	-	7	18	100	9	38	53	115
WIRE, RADIO, OR TELEVISION	175	185	184	1	161	43	-	10	33	118	14	46	58	199
SOCIAL SECURITY	28	16	16	-	33	5	-	2	3	28	5	3	20	11
CITIZENSHIP AND NATURALIZATION	10	10	10	-	8	-	-	-	-	8	1	2	5	12
PASSPORT	18	9	9	-	19	4	-	2	2	15	1	3	11	8
IDENTIFICATION DOCUMENTS AND INFO.	85	81	79	2	98	18	-	3	15	80	7	20	53	68
FALSE CLAIMS AND SERVICES, GOV'T.	44	65	62	3	61	20	-	11	9	41	3	8	30	48
FALSE STATEMENTS	37	69	68	1	46	9	-	2	7	37	7	11	19	60
CONSPIRACY TO DEFRAUD THE U.S.	156	212	205	7	197	57	-	14	43	140	23	38	79	171
UNAUTHORIZED ACCESS DEVICES	72	86	85	1	94	24	-	8	16	70	5	15	50	64
HEALTH CARE	71	82	79	3	70	18	-	6	12	52	10	22	20	83
OTHER FRAUD OFFENSES	284	281	276	5	257	73	-	15	58	184	39	50	95	308
FORGERY AND COUNTERFEITING	66	91	88	3	81	20	-	5	15	61	3	10	48	76
OTHER PROPERTY OFFENSES	9	21	21	-	14	4	-	-	4	10	-	2	8	16

Table B-1A. (September 30, 2013—Continued)

Nature of Suit or Offense	Cases Pending Oct. 1, 2012 ¹	Cases Commenced			Cases Terminated									Cases Pending Sept. 30, 2013
		Total	Original	Re-opened ²	Total Terminations	Procedural Terminations				Terminations on the Merits				
						Total Procedural Terminations	Cases Disposed of by Consolidation	By Judge	By Staff	Total Merit Terminations	Cases Disposed of by Consolidation	After Oral Hearing	After Submission on Briefs	
DRUG OFFENSES	4,340	4,370	4,266	104	5,087	1,180	1	282	897	3,907	303	598	3,006	3,623
MARIJUANA, TOTAL	334	351	344	7	379	89	-	20	69	290	25	71	194	306
SELL, DISTRIBUTE, OR DISPENSE	258	271	264	7	302	69	-	16	53	233	18	53	162	227
IMPORT/EXPORT	31	38	38	-	30	9	-	1	8	21	-	6	15	39
MANUFACTURE	38	42	42	-	40	11	-	3	8	29	5	9	15	40
POSSESSION	7	-	-	-	7	-	-	-	-	7	2	3	2	-
ALL OTHER DRUGS, TOTAL	3,918	3,963	3,867	96	4,639	1,078	1	258	819	3,561	274	510	2,777	3,242
SELL, DISTRIBUTE, OR DISPENSE	3,686	3,768	3,676	92	4,406	1,031	1	247	783	3,375	254	472	2,649	3,048
IMPORT/EXPORT	139	109	107	2	129	32	-	8	24	97	16	24	57	119
MANUFACTURE	85	79	77	2	94	13	-	3	10	81	4	11	66	70
POSSESSION	8	7	7	-	10	2	-	-	2	8	-	3	5	5
OTHER DRUG OFFENSES	88	56	55	1	69	13	-	4	9	56	4	17	35	75
FIREARMS, EXPLOSIVES OFFENSES	1,407	1,637	1,608	29	1,697	345	-	74	271	1,352	77	291	984	1,347
FIREARMS, TOTAL	1,379	1,589	1,564	25	1,658	334	-	72	262	1,324	68	281	975	1,310
POSSESSION BY PROHIBITED PERSONS	760	910	902	8	970	179	-	40	139	791	25	176	590	700
FURTHERANCE OF VIOLENT/ DRUG-TRAFFICKING CRIMES	413	424	412	12	448	97	-	20	77	351	37	66	248	389
OTHER FIREARMS OFFENSES	206	255	250	5	240	58	-	12	46	182	6	39	137	221
EXPLOSIVES	28	48	44	4	39	11	-	2	9	28	9	10	9	37
SEX OFFENSES	691	757	738	19	733	141	-	42	99	592	29	185	378	715
SEXUAL ABUSE OF ADULTS	23	24	22	2	18	2	-	1	1	16	-	12	4	29
SEXUAL ABUSE OF MINORS	173	170	169	1	164	32	-	13	19	132	13	45	74	179
SEXUALLY EXPLICIT MATERIAL	324	347	337	10	365	73	-	18	55	292	8	86	198	306
OTHER SEX OFFENSES	171	216	210	6	186	34	-	10	24	152	8	42	102	201
JUSTICE SYSTEM OFFENSES	136	161	156	5	160	34	-	12	22	126	14	35	77	137
OBSTRUCTION OF JUSTICE	76	91	88	3	85	19	-	10	9	66	5	27	34	82
ESCAPE FROM CUSTODY	20	25	24	1	28	4	-	-	4	24	3	3	18	17
FAILURE TO APPEAR	17	13	13	-	18	1	-	1	-	17	2	2	13	12
OTHER JUSTICE SYSTEM OFFENSES	23	32	31	1	29	10	-	1	9	19	4	3	12	26

Table B-1A. (September 30, 2013—Continued)

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		Total	Original	Re-opened ²		Total Procedural Terminations	Cases Disposed of by Consolidation	By Judge	By Staff	Total Merit Terminations	Cases Disposed of by Consolidation	After Oral Hearing	After Submission on Briefs	
IMMIGRATION OFFENSES	1,244	1,568	1,547	21	1,524	261	-	41	220	1,263	73	164	1,026	1,288
ALIEN SMUGGLING	87	94	92	2	93	18	-	8	10	75	8	18	49	88
IMPROPER ENTRY BY ALIEN	17	16	16	-	25	5	-	1	4	20	1	5	14	8
IMPROPER REENTRY BY ALIEN	1,102	1,435	1,416	19	1,379	235	-	31	204	1,144	63	135	946	1,158
OTHER IMMIGRATION OFFENSES	38	23	23	-	27	3	-	1	2	24	1	6	17	34
GENERAL OFFENSES	367	332	324	8	372	94	-	30	64	278	53	89	136	327
MONEY LAUNDERING	215	181	177	4	215	54	-	14	40	161	38	53	70	181
RICO ³	75	59	56	3	63	14	-	4	10	49	11	16	22	71
EXTORTION AND THREATS	31	49	48	1	45	15	-	7	8	30	3	7	20	35
OTHER GENERAL OFFENSES	46	43	43	-	49	11	-	5	6	38	1	13	24	40
REGULATORY OFFENSES	127	135	134	1	127	34	-	3	31	93	13	33	47	135
TRAFFIC OFFENSES	4	11	11	-	9	2	-	-	2	7	-	1	6	6
UNCLASSIFIED OFFENSES	500	700	692	8	715	143	-	23	120	572	51	78	443	485

NOTE: This table includes appeals reopened, remanded, and reinstated (after being terminated due to procedural defaults) 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.

¹ Revised.

² In 2007, the category entitled "reopened," which includes all reopened appeals, replaced the category entitled "reinstated." Therefore, data on reopened cases for 2007 and thereafter are not comparable to data published previously on reinstated cases.

³ RICO = Racketeer Influenced and Corrupt Organizations Act.