

Table C-4.
U.S. District Courts—Civil Cases Terminated, by Nature of Suit and Action Taken,
During the 12-Month Period Ending September 30, 2012

| Nature of Suit | Total | No Court Action | Court Action | | | | | | |
|---|----------------|-----------------|----------------|-----------------|--------------------------|-----------------------|------------|--------------|------------------------|
| | | | Total | Before Pretrial | During or After Pretrial | During or After Trial | | | Percent Reaching Trial |
| | | | | | | Total | Nonjury | Jury | |
| Total Cases | 271,385 | 54,910 | 216,475 | 188,248 | 25,015 | 3,212 | 993 | 2,219 | 1.2 |
| United States Cases | 45,451 | 9,617 | 35,834 | 34,086 | 1,458 | 290 | 213 | 77 | 0.6 |
| Contract Actions | | | | | | | | | |
| Franchise | 1 | 1 | - | - | - | - | - | - | - |
| Negotiable Instruments | 35 | 10 | 25 | 22 | 3 | - | - | - | - |
| Recovery of Overpayments and Enforcement of Judgments | 3,756 | 1,997 | 1,759 | 1,697 | 56 | 6 | 5 | 1 | 0.2 |
| Other Contracts | 508 | 142 | 366 | 303 | 54 | 9 | 6 | 3 | 1.8 |
| Real Property | 1,284 | 245 | 1,039 | 966 | 73 | - | - | - | - |
| Tort Actions | | | | | | | | | |
| Marine Personal Injury | 36 | 6 | 30 | 19 | 8 | 3 | 3 | - | 8.3 |
| Motor Vehicle Personal Injury | 453 | 105 | 348 | 224 | 96 | 28 | 25 | 3 | 6.2 |
| Health Care/Pharma. | 2 | 1 | 1 | 1 | - | - | - | - | - |
| Other Personal Injury | 1,619 | 262 | 1,357 | 1,117 | 187 | 53 | 49 | 4 | 3.3 |
| Other Torts | 263 | 74 | 189 | 170 | 18 | 1 | - | 1 | 0.4 |
| Actions Under Statutes | | | | | | | | | |
| Consumer Credit | 26 | 10 | 16 | 13 | 3 | - | - | - | - |
| Cable/Satellite TV | - | - | - | - | - | - | - | - | - |
| Antitrust | 29 | 8 | 21 | 19 | 2 | - | - | - | - |
| Civil Rights | | | | | | | | | |
| ADA—Employment | 96 | 12 | 84 | 63 | 20 | 1 | - | 1 | 1.0 |
| ADA—Other | 41 | 6 | 35 | 31 | 4 | - | - | - | - |
| Employment | 925 | 163 | 762 | 590 | 146 | 26 | 4 | 22 | 2.8 |
| Education | - | - | - | - | - | - | - | - | - |
| Other Civil Rights | 875 | 200 | 675 | 623 | 45 | 7 | 4 | 3 | 0.8 |
| Deportation | 9 | 1 | 8 | 8 | - | - | - | - | - |
| Prisoner Petitions | | | | | | | | | |
| Motions to Vacate Sentence | 6,719 | 800 | 5,919 | 5,890 | 22 | 7 | 7 | - | 0.1 |
| Habeas Corpus—General | 3,029 | 738 | 2,291 | 2,286 | 4 | 1 | 1 | - | - |
| Habeas Corpus—Death Penalty | 5 | 1 | 4 | 4 | - | - | - | - | - |
| Mandamus and Other | 425 | 49 | 376 | 323 | 1 | 52 | 51 | 1 | 12.2 |
| Civil Rights | 893 | 159 | 734 | 720 | 8 | 6 | 1 | 5 | 0.7 |
| Prison Condition | 354 | 48 | 306 | 303 | 2 | 1 | - | 1 | 0.3 |

Table C-4. (September 30, 2012—Continued)

| Nature of Suit | Total | No Court Action | Court Action | | | | | | |
|---|----------------|-----------------|----------------|-----------------|--------------------------|-----------------------|------------|--------------|------------------------|
| | | | Total | Before Pretrial | During or After Pretrial | During or After Trial | | | Percent Reaching Trial |
| | | | | | | Total | Nonjury | Jury | |
| Actions Under Statutes (Continued) | | | | | | | | | |
| Habeas Corpus—Alien Detainee | 785 | 176 | 609 | 601 | 7 | 1 | - | 1 | 0.1 |
| Civil Detainee—Conditions of Confinement | - | - | - | - | - | - | - | - | - |
| Liquor Forfeitures | 4 | - | 4 | 4 | - | - | - | - | - |
| Other Forfeiture and Penalty Suits | 2,227 | 521 | 1,706 | 1,544 | 148 | 14 | 10 | 4 | 0.6 |
| Fair Labor Standards Act | 196 | 62 | 134 | 122 | 8 | 4 | 3 | 1 | 2.0 |
| FMLA ¹ | - | - | - | - | - | - | - | - | - |
| Other Labor Litigation | 261 | 71 | 190 | 169 | 19 | 2 | 2 | - | 0.8 |
| Selective Service | - | - | - | - | - | - | - | - | - |
| Social Security Laws | | | | | | | | | |
| Disability Insurance | 6,626 | 1,047 | 5,579 | 5,514 | 64 | 1 | 1 | - | - |
| Supplemental Security Income | 8,047 | 1,286 | 6,761 | 6,661 | 93 | 7 | 1 | 6 | 0.1 |
| Retirement and Services Benefits | 645 | 115 | 530 | 526 | 4 | - | - | - | - |
| Other | 75 | 11 | 64 | 61 | 3 | - | - | - | - |
| Tax Suits | 1,192 | 283 | 909 | 765 | 123 | 21 | 14 | 7 | 1.8 |
| Immigration | | | | | | | | | |
| Naturalization Applications | 304 | 86 | 218 | 199 | 14 | 5 | 5 | - | 1.6 |
| Other Immigration Actions | 732 | 246 | 486 | 463 | 21 | 2 | 2 | - | 0.3 |
| All Other U.S. Actions | 2,974 | 675 | 2,299 | 2,065 | 202 | 32 | 19 | 13 | 1.1 |
| Federal Question | 141,751 | 30,841 | 110,910 | 93,492 | 15,412 | 2,006 | 532 | 1,474 | 1.4 |
| Contract Actions | | | | | | | | | |
| Franchise | 71 | 16 | 55 | 45 | 10 | - | - | - | - |
| Marine | 1,007 | 228 | 779 | 614 | 149 | 16 | 15 | 1 | 1.6 |
| Miller Act | 359 | 137 | 222 | 187 | 32 | 3 | 1 | 2 | 0.8 |
| Other Contracts | 3,229 | 733 | 2,496 | 1,999 | 463 | 34 | 14 | 20 | 1.1 |
| Real Property | 3,887 | 674 | 3,213 | 2,973 | 234 | 6 | 4 | 2 | 0.2 |
| Tort Actions | | | | | | | | | |
| Federal Employers Liability Act | 366 | 70 | 296 | 132 | 139 | 25 | 2 | 23 | 6.8 |
| Marine Personal Injury | 964 | 142 | 822 | 512 | 269 | 41 | 27 | 14 | 4.3 |
| Health Care/Pharma. | 22 | 10 | 12 | 12 | - | - | - | - | - |
| Other Personal Injury | 2,811 | 639 | 2,172 | 1,833 | 310 | 29 | 9 | 20 | 1.0 |
| Other Torts | 1,474 | 356 | 1,118 | 921 | 176 | 21 | 15 | 6 | 1.4 |
| Actions Under Statutes | | | | | | | | | |
| Consumer Credit | 8,830 | 3,416 | 5,414 | 4,570 | 834 | 10 | 3 | 7 | 0.1 |
| Cable/Satellite TV | 1,454 | 463 | 991 | 838 | 150 | 3 | 3 | - | 0.2 |
| Bankruptcy Suits | 2,905 | 534 | 2,371 | 2,293 | 70 | 8 | 5 | 3 | 0.3 |
| Antitrust | 552 | 141 | 411 | 360 | 45 | 6 | 1 | 5 | 1.1 |

Table C-4. (September 30, 2012—Continued)

| Nature of Suit | Total | No Court Action | Court Action | | | | | | |
|---|---------------|-----------------|---------------|-----------------|--------------------------|-----------------------|------------|------------|------------------------|
| | | | Total | Before Pretrial | During or After Pretrial | During or After Trial | | | Percent Reaching Trial |
| | | | | | | Total | Nonjury | Jury | |
| Actions Under Statutes (Continued) | | | | | | | | | |
| Civil Rights | | | | | | | | | |
| ADA—Employment | 1,548 | 291 | 1,257 | 835 | 393 | 29 | 3 | 26 | 1.9 |
| ADA—Other | 3,016 | 805 | 2,211 | 1,860 | 327 | 24 | 14 | 10 | 0.8 |
| Employment | 12,669 | 2,165 | 10,504 | 7,202 | 3,018 | 284 | 32 | 252 | 2.2 |
| Education | 30 | 10 | 20 | 14 | 6 | - | - | - | - |
| Other Civil Rights | 16,235 | 2,675 | 13,560 | 10,019 | 2,909 | 632 | 64 | 568 | 3.9 |
| Prisoner Petitions | | | | | | | | | |
| Habeas Corpus—General | 16,300 | 3,155 | 13,145 | 13,062 | 77 | 6 | 3 | 3 | - |
| Habeas Corpus—Death Penalty | 168 | 20 | 148 | 138 | 10 | - | - | - | - |
| Mandamus and Other | 576 | 85 | 491 | 487 | 3 | 1 | 1 | - | 0.2 |
| Civil Rights | 15,465 | 2,716 | 12,749 | 12,152 | 382 | 215 | 33 | 182 | 1.4 |
| Prison Condition | 7,961 | 1,122 | 6,839 | 6,543 | 193 | 103 | 39 | 64 | 1.3 |
| Civil Detainee—Conditions of Confinement | 4 | - | 4 | 4 | - | - | - | - | - |
| Fair Labor Standards Act | 6,922 | 1,220 | 5,702 | 4,473 | 1,129 | 100 | 37 | 63 | 1.4 |
| FMLA ¹ | 51 | 10 | 41 | 14 | 27 | - | - | - | - |
| Labor Management Relations Act | 1,180 | 275 | 905 | 774 | 126 | 5 | 4 | 1 | 0.4 |
| Other Labor Litigation | 10,042 | 2,654 | 7,388 | 5,957 | 1,365 | 66 | 44 | 22 | 0.7 |
| Copyright | 2,428 | 754 | 1,674 | 1,340 | 303 | 31 | 8 | 23 | 1.3 |
| Patent | 4,042 | 1,129 | 2,913 | 2,181 | 593 | 139 | 67 | 72 | 3.4 |
| Trademark | 3,539 | 1,093 | 2,446 | 1,937 | 462 | 47 | 23 | 24 | 1.3 |
| Constitutionality of State Statutes | 387 | 57 | 330 | 302 | 23 | 5 | 3 | 2 | 1.3 |
| All Other Federal Question | 11,257 | 3,046 | 8,211 | 6,909 | 1,185 | 117 | 58 | 59 | 1.0 |
| Diversity of Citizenship | 84,181 | 14,452 | 69,729 | 60,670 | 8,144 | 915 | 248 | 667 | 1.1 |
| Contract Actions | | | | | | | | | |
| Franchise | 328 | 84 | 244 | 180 | 61 | 3 | 3 | - | 0.9 |
| Insurance | 7,778 | 1,575 | 6,203 | 4,680 | 1,394 | 129 | 34 | 95 | 1.7 |
| Negotiable Instruments | 727 | 166 | 561 | 446 | 106 | 9 | 4 | 5 | 1.2 |
| Other Contracts | 12,705 | 2,779 | 9,926 | 7,400 | 2,237 | 289 | 138 | 151 | 2.3 |
| Real Property | 6,139 | 1,472 | 4,667 | 4,138 | 484 | 45 | 22 | 23 | 0.7 |
| Tort Actions | | | | | | | | | |
| Marine Personal Injury | 347 | 42 | 305 | 273 | 24 | 8 | 1 | 7 | 2.3 |
| Motor Vehicle Personal Injury | 3,047 | 593 | 2,454 | 1,556 | 808 | 90 | 4 | 86 | 3.0 |
| Health Care/Pharma | 904 | 517 | 387 | 382 | 4 | 1 | - | 1 | 0.1 |
| Other Personal Injury ² | 46,502 | 5,750 | 40,752 | 38,426 | 2,066 | 260 | 18 | 242 | 0.6 |
| Other Torts | 2,767 | 773 | 1,994 | 1,493 | 446 | 55 | 16 | 39 | 2.0 |

Table C-4. (September 30, 2012—Continued)

| Nature of Suit | Total | No Court Action | Court Action | | | | | | |
|---|----------|-----------------|--------------|-----------------|--------------------------|-----------------------|----------|----------|------------------------|
| | | | Total | Before Pretrial | During or After Pretrial | During or After Trial | | | Percent Reaching Trial |
| | | | | | | Total | Nonjury | Jury | |
| Diversity of Citizenship (Continued) | | | | | | | | | |
| Consumer Credit | 584 | 165 | 419 | 337 | 82 | - | - | - | - |
| Cable/Satellite TV | 7 | 5 | 2 | 1 | 1 | - | - | - | - |
| Civil Rights | | | | | | | | | |
| ADA—Employment | 73 | 13 | 60 | 48 | 11 | 1 | - | 1 | 1.4 |
| ADA—Other | 21 | 7 | 14 | 12 | 2 | - | - | - | - |
| Employment | 1,673 | 404 | 1,269 | 907 | 344 | 18 | 6 | 12 | 1.1 |
| Education | 2 | 1 | 1 | 1 | - | - | - | - | - |
| Other Civil Rights | 441 | 78 | 363 | 301 | 56 | 6 | 2 | 4 | 1.4 |
| Prison Condition | - | - | - | - | - | - | - | - | - |
| All Other Diversity | 136 | 28 | 108 | 89 | 18 | 1 | - | 1 | 0.7 |
| Local Jurisdiction | 2 | - | 2 | - | 1 | 1 | - | 1 | 50.0 |
| Contract Actions | 1 | - | 1 | - | 1 | - | - | - | - |
| Real Property | - | - | - | - | - | - | - | - | - |
| Tort Actions | | | | | | | | | |
| Motor Vehicle Personal Injury | - | - | - | - | - | - | - | - | - |
| Other Personal Injury | 1 | - | 1 | - | - | 1 | - | 1 | 100.0 |
| Other Torts | - | - | - | - | - | - | - | - | - |
| Prisoner Petitions | | | | | | | | | |
| Habeas Corpus—General | - | - | - | - | - | - | - | - | - |
| Habeas Corpus—Death Penalty | - | - | - | - | - | - | - | - | - |
| Mandamus and Other | - | - | - | - | - | - | - | - | - |
| Prison Condition | - | - | - | - | - | - | - | - | - |
| Civil Rights | - | - | - | - | - | - | - | - | - |
| All Other Local | - | - | - | - | - | - | - | - | - |

NOTE: Land condemnation cases omitted.

¹FMLA = Family and Medical Leave Act.

² Includes cases filed in previous years as consolidated cases that thereafter were severed into individual cases.