

**Table B-5.  
U.S. Courts of Appeals—Appeals Terminated on the Merits, by Circuit  
During the 12-Month Period Ending September 30, 2000**

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>56,512</b>	<b>48.7</b>	<b>27,516</b>	<b>21,618</b>	<b>2,481</b>	<b>2,384</b>	<b>685</b>	<b>348</b>	<b>9.5</b>
CRIMINAL	10,580	68.4	7,236	5,958	623	457	159	39	6.3
U.S. PRISONER PETITIONS	5,361	30.4	1,628	1,199	173	180	56	20	11.1
OTHER U.S. CIVIL	3,917	58.2	2,279	1,796	111	270	77	25	11.8
PRIV. PRISONER PETITIONS	12,887	28.7	3,700	2,621	609	338	101	31	9.1
OTHER PRIVATE CIVIL	15,171	50.8	7,711	6,230	309	911	209	52	11.8
BANKRUPTCY	1,111	50.9	565	427	41	83	10	4	14.7
ADMINISTRATIVE APPEALS	3,764	38.7	1,455	706	397	102	73	177	7.0
ORIGINAL PROCEEDINGS <sup>3</sup>	3,721	79.1	2,942	2,681	218	43	-	-	-
<b>DISTRICT OF COLUMBIA</b>	<b>1,582</b>	<b>39.8</b>	<b>629</b>	<b>489</b>	<b>35</b>	<b>75</b>	<b>11</b>	<b>19</b>	<b>12.9</b>
CRIMINAL	88	65.9	58	41	5	7	3	2	12.1
U.S. PRISONER PETITIONS	142	42.3	60	58	1	1	-	-	1.7
OTHER U.S. CIVIL	311	50.2	156	123	2	23	2	6	14.7
PRIV. PRISONER PETITIONS	40	32.5	13	13	-	-	-	-	-
OTHER PRIVATE CIVIL	277	42.6	118	86	9	18	2	3	15.3
BANKRUPTCY	5	60.0	3	3	-	-	-	-	-
ADMINISTRATIVE APPEALS	628	25.2	158	115	7	24	4	8	15.2
ORIGINAL PROCEEDINGS <sup>3</sup>	91	69.2	63	50	11	2	-	-	-
<b>FIRST CIRCUIT</b>	<b>1,365</b>	<b>58.0</b>	<b>792</b>	<b>536</b>	<b>153</b>	<b>37</b>	<b>59</b>	<b>7</b>	<b>4.9</b>
CRIMINAL	381	58.0	221	186	11	10	12	2	4.5
U.S. PRISONER PETITIONS	127	54.3	69	24	32	2	9	2	2.9
OTHER U.S. CIVIL	109	63.3	69	50	8	3	8	-	4.3
PRIV. PRISONER PETITIONS	102	60.8	62	21	36	-	4	1	-
OTHER PRIVATE CIVIL	470	53.0	249	185	21	18	23	2	7.2
BANKRUPTCY	40	50.0	20	11	6	1	2	-	5.0
ADMINISTRATIVE APPEALS	63	69.8	44	13	28	2	1	-	4.5
ORIGINAL PROCEEDINGS**	73	79.5	58	46	11	1	-	-	-
<b>SECOND CIRCUIT</b>	<b>4,829</b>	<b>40.7</b>	<b>1,965</b>	<b>1,231</b>	<b>412</b>	<b>42</b>	<b>217</b>	<b>63</b>	<b>2.2</b>
CRIMINAL	829	59.1	490	404	42	6	33	5	1.2
U.S. PRISONER PETITIONS	378	15.3	58	27	13	1	14	3	1.7
OTHER U.S. CIVIL	404	39.1	158	82	48	3	15	10	1.9
PRIV. PRISONER PETITIONS	1,056	21.1	223	86	88	4	37	8	1.8
OTHER PRIVATE CIVIL	1,573	46.4	730	483	90	25	116	16	3.4
BANKRUPTCY	89	47.2	42	33	4	1	2	2	2.4
ADMINISTRATIVE APPEALS	275	29.5	81	38	24	-	-	19	-
ORIGINAL PROCEEDINGS <sup>3</sup>	225	81.3	183	78	103	2	-	-	-

**Table B-5. (September 30, 2000—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>3,162</b>	<b>52.4</b>	<b>1,657</b>	<b>1,291</b>	<b>150</b>	<b>171</b>	<b>33</b>	<b>12</b>	<b>11.4</b>
CRIMINAL	494	72.9	360	308	13	26	5	8	7.2
U.S. PRISONER PETITIONS	278	41.0	114	72	20	18	2	2	15.8
OTHER U.S. CIVIL	235	64.3	151	107	11	19	14	-	12.6
PRIV. PRISONER PETITIONS	564	26.4	149	83	47	13	6	-	8.7
OTHER PRIVATE CIVIL	1,103	54.0	596	478	41	72	4	1	12.1
BANKRUPTCY	91	42.9	39	25	4	9	1	-	23.1
ADMINISTRATIVE APPEALS	173	29.5	51	31	8	10	1	1	19.6
ORIGINAL PROCEEDINGS <sup>3</sup>	224	87.9	197	187	6	4	-	-	-
<b>FOURTH CIRCUIT</b>	<b>4,710</b>	<b>51.4</b>	<b>2,423</b>	<b>2,106</b>	<b>120</b>	<b>182</b>	<b>15</b>	<b>-</b>	<b>8.3</b>
CRIMINAL	964	67.9	655	578	30	45	2	-	6.9
U.S. PRISONER PETITIONS	671	27.3	183	149	13	21	-	-	11.5
OTHER U.S. CIVIL	307	70.0	215	186	5	20	4	-	9.3
PRIV. PRISONER PETITIONS	1,085	31.1	337	286	33	14	4	-	4.2
OTHER PRIVATE CIVIL	1,114	54.6	608	523	15	66	4	-	10.9
BANKRUPTCY	68	50.0	34	29	1	4	-	-	11.8
ADMINISTRATIVE APPEALS	194	52.1	101	81	11	8	1	-	7.9
ORIGINAL PROCEEDINGS <sup>3</sup>	307	94.5	290	274	12	4	-	-	-
<b>FIFTH CIRCUIT</b>	<b>8,535</b>	<b>45.6</b>	<b>3,896</b>	<b>2,864</b>	<b>580</b>	<b>424</b>	<b>27</b>	<b>1</b>	<b>12.2</b>
CRIMINAL	1,579	69.0	1,089	749	271	64	5	-	5.9
U.S. PRISONER PETITIONS	678	29.5	200	122	40	35	2	1	17.5
OTHER U.S. CIVIL	410	57.1	234	182	17	31	4	-	13.2
PRIV. PRISONER PETITIONS	2,744	24.7	679	371	193	109	6	-	16.1
OTHER PRIVATE CIVIL	1,889	55.1	1,040	837	45	153	5	-	14.7
BANKRUPTCY	187	57.8	108	80	5	21	2	-	19.4
ADMINISTRATIVE APPEALS	360	27.2	98	84	4	7	3	-	7.1
ORIGINAL PROCEEDINGS <sup>3</sup>	688	65.1	448	439	5	4	-	-	-
<b>SIXTH CIRCUIT</b>	<b>5,090</b>	<b>51.4</b>	<b>2,617</b>	<b>2,332</b>	<b>37</b>	<b>236</b>	<b>12</b>	<b>-</b>	<b>10.0</b>
CRIMINAL	879	67.5	593	535	2	51	5	-	8.6
U.S. PRISONER PETITIONS	396	33.8	134	122	-	12	-	-	9.0
OTHER U.S. CIVIL	334	65.0	217	197	-	19	1	-	8.8
PRIV. PRISONER PETITIONS	1,356	34.7	471	432	2	34	3	-	7.2
OTHER PRIVATE CIVIL	1,510	52.2	788	678	5	102	3	-	12.9
BANKRUPTCY	74	48.6	36	33	-	3	-	-	8.3
ADMINISTRATIVE APPEALS	148	51.4	76	66	-	10	-	-	13.2
ORIGINAL PROCEEDINGS <sup>3</sup>	393	76.8	302	269	28	5	-	-	-

**Table B-5. (September 30, 2000—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>3,601</b>	<b>44.4</b>	<b>1,598</b>	<b>1,263</b>	<b>62</b>	<b>188</b>	<b>34</b>	<b>51</b>	<b>13.4</b>
CRIMINAL	622	54.7	340	239	56	26	8	11	7.6
U.S. PRISONER PETITIONS	388	34.5	134	104	-	18	5	7	13.4
OTHER U.S. CIVIL	174	55.7	97	76	-	16	2	3	16.5
PRIV. PRISONER PETITIONS	803	26.4	212	172	-	24	6	10	11.3
OTHER PRIVATE CIVIL	1,172	46.8	548	435	1	88	9	15	16.1
BANKRUPTCY	45	48.9	22	13	-	7	1	1	31.8
ADMINISTRATIVE APPEALS	135	40.7	55	38	1	9	3	4	16.4
ORIGINAL PROCEEDINGS <sup>3</sup>	262	72.5	190	186	4	-	-	-	-
<b>EIGHTH CIRCUIT</b>	<b>3,280</b>	<b>57.0</b>	<b>1,871</b>	<b>1,666</b>	<b>42</b>	<b>134</b>	<b>21</b>	<b>8</b>	<b>8.2</b>
CRIMINAL	622	72.5	451	402	8	32	9	-	7.1
U.S. PRISONER PETITIONS	363	34.4	125	110	4	6	4	1	4.8
OTHER U.S. CIVIL	228	69.3	158	126	4	24	3	1	15.2
PRIV. PRISONER PETITIONS	780	35.6	278	259	6	11	1	1	4.0
OTHER PRIVATE CIVIL	875	62.2	544	471	15	53	4	1	9.7
BANKRUPTCY	31	74.2	23	19	-	3	-	1	13.0
ADMINISTRATIVE APPEALS	103	35.0	36	28	2	3	-	3	8.3
ORIGINAL PROCEEDINGS <sup>3</sup>	278	92.1	256	251	3	2	-	-	-
<b>NINTH CIRCUIT</b>	<b>9,216</b>	<b>51.3</b>	<b>4,728</b>	<b>3,406</b>	<b>532</b>	<b>397</b>	<b>214</b>	<b>179</b>	<b>9.2</b>
CRIMINAL	1,762	70.2	1,237	959	121	84	64	9	6.8
U.S. PRISONER PETITIONS	591	33.8	200	144	11	27	14	4	13.5
OTHER U.S. CIVIL	702	52.7	370	292	9	46	18	5	12.4
PRIV. PRISONER PETITIONS	1,634	35.4	578	471	19	51	27	10	8.8
OTHER PRIVATE CIVIL	2,266	47.5	1,077	863	41	133	30	10	12.3
BANKRUPTCY	304	48.7	148	106	14	26	2	-	17.6
ADMINISTRATIVE APPEALS	1,434	43.9	629	98	308	23	59	141	3.7
ORIGINAL PROCEEDINGS <sup>3</sup>	523	93.5	489	473	9	7	-	-	-
<b>TENTH CIRCUIT</b>	<b>2,737</b>	<b>57.8</b>	<b>1,582</b>	<b>1,301</b>	<b>97</b>	<b>156</b>	<b>28</b>	<b>-</b>	<b>10.3</b>
CRIMINAL	491	77.6	381	341	11	19	10	-	5.0
U.S. PRISONER PETITIONS	241	49.4	119	93	18	4	4	-	3.4
OTHER U.S. CIVIL	249	69.1	172	134	1	33	4	-	19.2
PRIV. PRISONER PETITIONS	600	38.0	228	158	41	25	4	-	11.0
OTHER PRIVATE CIVIL	817	55.3	452	375	7	65	5	-	14.4
BANKRUPTCY	38	50.0	19	17	1	1	-	-	5.3
ADMINISTRATIVE APPEALS	113	69.9	79	75	1	2	1	-	2.5
ORIGINAL PROCEEDINGS <sup>3</sup>	188	70.2	132	108	17	7	-	-	-

**Table B-5. (September 30, 2000—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>8,405</b>	<b>44.7</b>	<b>3,758</b>	<b>3,133</b>	<b>261</b>	<b>342</b>	<b>14</b>	<b>8</b>	<b>9.8</b>
CRIMINAL	1,869	72.8	1,361	1,216	53	87	3	2	6.4
U.S. PRISONER PETITIONS	1,108	20.9	232	174	21	35	2	-	15.1
OTHER U.S. CIVIL	454	62.1	282	241	6	33	2	-	11.7
PRIV. PRISONER PETITIONS	2,123	22.1	470	269	144	53	3	1	11.3
OTHER PRIVATE CIVIL	2,105	45.7	961	816	19	118	4	4	12.3
BANKRUPTCY	139	51.1	71	58	6	7	-	-	9.9
ADMINISTRATIVE APPEALS	138	34.1	47	39	3	4	-	1	8.5
ORIGINAL PROCEEDINGS <sup>3</sup>	469	71.2	334	320	9	5	-	-	-

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 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.

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