

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, 2006**

Circuit and Nature of Proceeding	Cases Pending Oct. 1, 2005	Cases Commenced			Cases Terminated						Cases Pending Sept. 30, 2006		
		Total	Original	Reinstated*	Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits			
							Total	By Judge	By Staff	Total		After Oral Hearing	After Submission on Briefs
TOTAL CASES	38,366	47,237	46,077	1,160	46,565	1,783	21,844	10,183	11,661	22,938	7,590	15,348	39,038
TOTAL CRIMINAL CASES	14,589	15,246	15,051	195	15,223	784	3,449	1,043	2,406	10,990	2,777	8,213	14,612
TOTAL CIVIL CASES	23,777	31,991	31,026	965	31,342	999	18,395	9,140	9,255	11,948	4,813	7,135	24,426
U.S. CASES	6,277	8,527	8,230	297	8,911	161	5,527	3,328	2,199	3,223	818	2,405	5,893
U.S. PLAINTIFF	317	381	372	9	346	32	156	33	123	158	77	81	352
NEGOTIABLE INSTRUMENTS	1	2	2	-	1	-	-	-	-	1	1	-	2
OTHER CONTRACT ACTIONS	13	17	17	-	14	-	10	2	8	4	1	3	16
CONDEMNATION OF LAND	4	6	6	-	4	1	2	1	1	1	1	-	6
OTHER REAL PROP. ACTIONS	15	11	9	2	13	1	9	4	5	3	1	2	13
TORT ACTIONS	8	6	6	-	7	-	2	-	2	5	3	2	7
CIVIL RIGHTS:													
EMPLOYMENT	23	34	34	-	23	5	9	2	7	9	7	2	34
OTHER CIVIL RIGHTS	16	24	23	1	19	2	7	3	4	10	6	4	21
FORFEITURE AND PENALTY	43	53	52	1	47	2	17	4	13	28	12	16	49
FAIR LABOR STAND. ACT	1	5	5	-	1	-	-	-	-	1	1	-	5
OTHER LABOR	11	5	5	-	8	-	3	-	3	5	3	2	8
SECUR., COMMOD., & EXCHG.	53	41	40	1	45	4	22	3	19	19	11	8	49
TAX SUITS	29	58	56	2	64	8	33	6	27	23	4	19	23
ALL OTHER	100	119	117	2	100	9	42	8	34	49	26	23	119
U.S. DEFENDANT	5,960	8,146	7,858	288	8,565	129	5,371	3,295	2,076	3,065	741	2,324	5,541
CONTRACT ACTIONS	52	49	47	2	60	4	25	7	18	31	15	16	41
REAL PROPERTY ACTIONS	40	39	38	1	43	1	18	4	14	24	10	14	36
TORT ACTIONS	171	190	180	10	211	4	85	24	61	122	57	65	150
CIVIL RIGHTS:													
EMPLOYMENT	296	340	329	11	326	7	91	17	74	228	65	163	310
OTHER CIVIL RIGHTS	320	432	421	11	427	20	185	58	127	222	54	168	325
PRISONER PETITIONS:													
MOTIONS TO VACATE SEN.	2,213	3,427	3,273	154	3,672	13	3,274	2,655	619	385	59	326	1,968
HABEAS CORPUS—GEN.	964	1,177	1,140	37	1,304	6	647	270	377	651	69	582	837
HABEAS CORPUS—DEATH	4	2	2	-	4	1	2	2	-	1	1	-	2
PRISONER CIVIL RIGHTS	240	415	398	17	405	3	231	48	183	171	12	159	250

Table B-1A. (September 30, 2006—Continued)

Circuit and Nature of Proceeding	Cases Pending Oct. 1, 2005	Cases Commenced			Cases Terminated								Cases Pending Sept. 30, 2006
					Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits			
		Total	Original	Reinstated*			Total	By Judge	By Staff	Total	After Oral Hearing	After Submission on Briefs	
U.S. DEFENDANT (CONTINUED)													
PRISON CONDITION	70	203	200	3	187	2	121	14	107	64	5	59	86
OTHER PRIS. PETITIONS	245	423	415	8	463	15	203	98	105	245	9	236	205
LABOR SUITS	37	33	32	1	41	2	14	4	10	25	13	12	29
SOCIAL SECURITY LAWS	555	602	587	15	600	3	147	28	119	450	117	333	557
TAX SUITS	125	164	160	4	146	4	61	15	46	81	26	55	143
ENVIRONMENTAL MATTERS	150	118	116	2	143	10	63	8	55	70	59	11	125
FREEDOM OF INFOR. ACT	64	77	76	1	74	8	27	6	21	39	22	17	67
ALL OTHER	414	455	444	11	459	26	177	37	140	256	148	108	410
PRIVATE CASES													
TOTAL	17,500	23,464	22,796	668	22,431	838	12,868	5,812	7,056	8,725	3,995	4,730	18,533
FEDERAL QUESTION													
MARINE CONTRACT	40	74	71	3	54	4	24	4	20	26	18	8	60
OTHER CONTRACT ACTIONS	353	368	358	10	342	28	156	35	121	158	116	42	379
FEDERAL EMPLOYERS													
LIABILITY ACT	18	23	23	-	19	1	9	1	8	9	9	-	22
MARINE INJURY	57	84	79	5	59	3	22	6	16	34	26	8	82
OTHER TORT ACTIONS	410	474	465	9	439	45	218	53	165	176	86	90	445
ANTITRUST	128	127	126	1	113	17	43	6	37	53	40	13	142
CIVIL RIGHTS:													
EMPLOYMENT	1,810	2,075	2,009	66	2,141	55	894	206	688	1,192	561	631	1,744
OTHER CIVIL RIGHTS	2,774	3,422	3,318	104	3,324	188	1,386	385	1,001	1,750	783	967	2,872
PRISONER PETITIONS:													
HABEAS CORPUS—GEN.	3,771	6,351	6,145	206	5,789	25	4,809	3,978	831	955	414	541	4,333
HABEAS CORPUS—DEATH	300	189	188	1	205	11	56	47	9	138	103	35	284
PRISONER CIVIL RIGHTS	1,562	2,800	2,712	88	2,608	18	1,603	386	1,217	987	67	920	1,754
PRISON CONDITION	798	1,722	1,681	41	1,690	17	1,022	162	860	651	44	607	830
OTHER PRIS. PETITIONS	33	67	64	3	75	-	46	15	31	29	-	29	25
LABOR MGMT. RELAT. ACT	134	164	161	3	139	9	53	13	40	77	53	24	159
OTHER LABOR	792	891	873	18	891	59	391	70	321	441	297	144	792
COPYRIGHT, PATENT, &													
TRDMRK.	413	404	393	11	372	32	194	33	161	146	110	36	445
SECUR., COMMOD., & EXCHG.	193	218	213	5	194	14	98	13	85	82	72	10	217
CONST. OF STATE STATS.	98	114	113	1	115	13	36	9	27	66	45	21	97
ALL OTHER	1,182	1,226	1,200	26	1,211	89	558	148	410	564	344	220	1,197

Table B-1A. (September 30, 2006—Continued)

Circuit and Nature of Proceeding	Cases Pending Oct. 1, 2005	Cases Commenced			Cases Terminated									Cases Pending Sept. 30, 2006
					Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits				
		Total	Original	Reinstated*			Total	By Judge	By Staff	Total	After Oral Hearing	After Submission on Briefs		
DIVERSITY OF CITIZENSHIP	2,633	2,669	2,602	67	2,650	210	1,250	242	1,008	1,190	806	384	2,652	
INSURANCE	610	595	583	12	587	41	270	44	226	276	203	73	618	
OTHER CONTRACT ACTIONS	1,076	1,098	1,072	26	1,090	96	534	105	429	460	319	141	1,084	
REAL PROPERTY ACTIONS	73	82	81	1	73	6	32	7	25	35	20	15	82	
PERSONAL INJURY/PROD. LIABILITY	228	171	167	4	228	28	108	19	89	92	67	25	171	
OTHER PERSONAL INJURY	400	473	460	13	439	31	192	31	161	216	124	92	434	
PERSONAL PROP. DAMAGE	194	187	180	7	176	8	83	23	60	85	59	26	205	
ALL OTHER	52	63	59	4	57	-	31	13	18	26	14	12	58	
GENERAL LOCAL JURISDICTION	1	2	2	-	1	-	-	-	-	1	1	-	2	
CONTRACT ACTIONS	-	-	-	-	-	-	-	-	-	-	-	-	-	
REAL PROPERTY ACTIONS	1	1	1	-	1	-	-	-	-	1	1	-	1	
TORT ACTIONS	-	1	1	-	-	-	-	-	-	-	-	-	1	
PRISONER PETITIONS	-	-	-	-	-	-	-	-	-	-	-	-	-	
ALL OTHER	-	-	-	-	-	-	-	-	-	-	-	-	-	
CRIMINAL CASES														
TOTAL	14,589	15,246	15,051	195	15,223	784	3,449	1,043	2,406	10,990	2,777	8,213	14,612	
VIOLENT OFFENSES	742	792	781	11	744	50	173	56	117	521	166	355	790	
HOMICIDE	63	61	59	2	56	7	8	5	3	41	25	16	68	
ROBBERY	313	305	304	1	333	22	67	14	53	244	62	182	285	
ASSAULT	105	119	118	1	125	6	28	12	16	91	34	57	99	
KIDNAPPING	36	58	58	-	46	1	22	8	14	23	7	16	48	
RACKETEERING-VIOLENT CRIME	137	174	168	6	104	10	26	7	19	68	25	43	207	
CARJACKING	51	39	39	-	46	2	10	5	5	34	8	26	44	
TERRORISM	20	20	19	1	18	1	9	5	4	8	3	5	22	
OTHER VIOLENT OFFENSES	17	16	16	-	16	1	3	-	3	12	2	10	17	
PROPERTY OFFENSES	1,792	1,722	1,700	22	1,780	131	466	133	333	1,183	411	772	1,734	
BURGLARY	6	8	8	-	6	1	1	-	1	4	1	3	8	
LARCENY & THEFT, TOTAL	170	101	100	1	156	11	29	9	20	116	31	85	115	
BANK	18	9	8	1	11	1	3	1	2	7	-	7	16	
POSTAL	45	27	27	-	50	4	10	3	7	36	8	28	22	
THEFT, U.S. PROPERTY	36	33	33	-	42	3	6	3	3	33	10	23	27	
TRANSPORT, ETC. OF STOLEN PROPERTY	54	29	29	-	39	1	10	2	8	28	11	17	44	
OTHER LARCENY AND THEFT OFFENSES	17	3	3	-	14	2	-	-	-	12	2	10	6	

Table B-1A. (September 30, 2006—Continued)

Circuit and Nature of Proceeding	Cases Pending Oct. 1, 2005	Cases Commenced			Cases Terminated								Cases Pending Sept. 30, 2006
					Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits			
		Total	Original	Reinstated*			Total	By Judge	By Staff	Total	After Oral Hearing	After Submission on Briefs	
PROPERTY OFFENSES (CONTINUED)													
EMBEZZLEMENT	62	49	49	-	63	4	16	3	13	43	18	25	48
FRAUD, TOTAL	1,392	1,419	1,400	19	1,362	104	376	107	269	882	326	556	1,449
TAX	88	134	131	3	97	6	29	9	20	62	24	38	125
FINANCIAL INSTITUTIONS	221	198	195	3	206	15	50	14	36	141	48	93	213
SECURITIES AND EXCHANGE	42	44	44	-	40	4	17	5	12	19	16	3	46
MAIL	188	171	169	2	169	12	37	9	28	120	48	72	190
WIRE, RADIO, OR TELEVISION	104	119	119	-	103	12	29	4	25	62	22	40	120
SOCIAL SECURITY	53	37	37	-	44	3	9	5	4	32	13	19	46
CITIZENSHIP AND NATURALIZATION	11	13	13	-	11	1	2	-	2	8	1	7	13
PASSPORT IDENTIFICATION	25	19	19	-	19	-	2	-	2	17	1	16	25
IDENTIFICATION DOCUMENTS & INFO.	48	75	73	2	58	-	24	8	16	34	14	20	65
FALSE CLAIMS AND SERVICES, GOV'T.	55	36	35	1	54	16	10	4	6	28	5	23	37
FALSE STATEMENTS	70	83	82	1	77	2	27	8	19	48	15	33	76
CONSPIRACY TO DEFRAUD THE U.S.	247	250	249	1	249	20	71	16	55	158	68	90	248
UNAUTHORIZED ACCESS DEVICES	129	116	113	3	139	5	41	18	23	93	27	66	106
HEALTH CARE	69	75	74	1	56	3	17	5	12	36	14	22	88
OTHER FRAUD OFFENSES	42	49	47	2	40	5	11	2	9	24	10	14	51
FORGERY AND COUNTERFEITING	143	126	124	2	169	10	40	12	28	119	27	92	100
OTHER PROPERTY OFFENSES	19	19	19	-	24	1	4	2	2	19	8	11	14
DRUG OFFENSES													
MARIJUANA, TOTAL	5,755	5,858	5,754	104	5,851	365	1,492	479	1,013	3,994	983	3,011	5,762
SELL, DISTRIBUTE, OR DISPENSE	436	390	381	9	421	22	118	45	73	281	74	207	405
IMPORT/EXPORT	89	95	93	2	103	1	35	10	25	67	13	54	81
MANUFACTURE	49	42	41	1	62	4	18	4	14	40	12	28	29
POSSESSION	6	2	2	-	7	-	2	-	2	5	3	2	1
ALL OTHER DRUGS, TOTAL	5,014	5,205	5,114	91	5,132	322	1,289	412	877	3,521	861	2,660	5,087
SELL, DISTRIBUTE, OR DISPENSE	4,580	4,766	4,680	86	4,692	301	1,175	379	796	3,216	787	2,429	4,654
IMPORT/EXPORT	189	205	204	1	198	4	65	19	46	129	34	95	196
MANUFACTURE	227	221	217	4	225	17	46	12	34	162	38	124	223
POSSESSION	18	13	13	-	17	-	3	2	1	14	2	12	14
OTHER DRUG OFFENSES	161	124	123	1	126	16	30	8	22	80	20	60	159

Table B-1A. (September 30, 2006—Continued)

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							Total	By Judge	By Staff	Total	After Oral Hearing	After Submission on Briefs		
FIREARMS & EXPLOSIVES OFFENSES	2,282	2,370	2,345	25	2,409	89	477	154	323	1,843	569	1,274	2,243	
FIREARMS, TOTAL	2,216	2,318	2,293	25	2,347	77	462	150	312	1,808	549	1,259	2,187	
POSESSION BY														
PROHIBITED PERSONS	1,452	1,473	1,457	16	1,561	30	287	97	190	1,244	388	856	1,364	
FURTHERANCE OF VIOLENT/ DRUG TRAFFICKING CRIMES	447	514	509	5	452	35	103	27	76	314	82	232	509	
OTHER FIREARMS OFFENSES	317	331	327	4	334	12	72	26	46	250	79	171	314	
EXPLOSIVES	66	52	52	-	62	12	15	4	11	35	20	15	56	
SEX OFFENSES	368	504	503	1	447	13	102	26	76	332	127	205	425	
SEXUAL ABUSE OF ADULTS	21	28	28	-	24	-	3	1	2	21	9	12	25	
SEXUAL ABUSE OF MINORS	86	114	113	1	104	3	13	3	10	88	35	53	96	
SEXUALLY EXPLICIT MATERIAL	203	280	280	-	255	7	74	17	57	174	63	111	228	
OTHER SEX OFFENSES	58	82	82	-	64	3	12	5	7	49	20	29	76	
JUSTICE SYSTEM OFFENSES	202	202	200	2	215	20	57	15	42	138	53	85	189	
OBSTRUCTION OF JUSTICE	92	91	89	2	93	14	24	4	20	55	32	23	90	
ESCAPE FROM CUSTODY	38	29	29	-	46	3	10	5	5	33	9	24	21	
FAILURE TO APPEAR	21	25	25	-	21	3	6	3	3	12	4	8	25	
OTHER JUSTICE SYSTEM OFFENSES	51	57	57	-	55	-	17	3	14	38	8	30	53	
IMMIGRATION OFFENSES	2,372	2,723	2,711	12	2,761	49	383	96	287	2,329	241	2,088	2,334	
ALIEN SMUGGLING	221	224	221	3	212	16	52	6	46	144	40	104	233	
IMPROPER ENTRY BY ALIEN	43	42	42	-	51	4	18	4	14	29	5	24	34	
IMPROPER REENTRY BY ALIEN	2,086	2,428	2,419	9	2,471	28	306	85	221	2,137	189	1,948	2,043	
OTHER IMMIGRATION OFFENSES	22	29	29	-	27	1	7	1	6	19	7	12	24	
GENERAL OFFENSES	555	554	543	11	470	45	141	25	116	284	139	145	639	
MONEY LAUNDERING	351	336	330	6	285	24	89	19	70	172	79	93	402	
RICO**	80	91	88	3	53	16	15	2	13	22	14	8	118	
EXTORTION AND THREATS	42	50	50	-	48	2	10	2	8	36	17	19	44	
OTHER GENERAL OFFENSES	82	77	75	2	84	3	27	2	25	54	29	25	75	
REGULATORY OFFENSES	130	128	126	2	112	4	35	12	23	73	38	35	146	
TRAFFIC OFFENSES	15	9	9	-	14	-	2	-	2	12	3	9	10	

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.

* INCLUDES ONLY APPEALS REINSTATED AFTER BEING TERMINATED DUE TO PROCEDURAL DEFAULTS.

** RICO = RACKETEER INFLUENCED AND CORRUPT ORGANIZATION.