

**Table C-2.**  
**U.S. District Courts—Civil Cases Commenced, by Basis of Jurisdiction**  
**and Nature of Suit, During the 12-Month Period Ending September 30, 2004 and 2005**

Nature of Suit	2004	2005					
		Total	U.S. Cases		Private Cases		
			Plaintiff	Defendant	Federal Question	Diversity of Citizenship	Local Jurisdiction
<b>TOTAL CASES</b>	<b>281,338</b>	<b>253,273</b>	<b>10,400</b>	<b>41,986</b>	<b>138,696</b>	<b>62,191</b>	<b>-</b>
<b>CONTRACT ACTIONS, TOTAL</b>	<b>29,404</b>	<b>28,020</b>	<b>3,266</b>	<b>310</b>	<b>5,178</b>	<b>19,266</b>	<b>-</b>
INSURANCE	8,460	7,804	17	45	1,151	6,591	-
MARINE	1,676	1,435	5	14	1,323	93	-
MILLER ACT	386	387	116	8	263	-	-
NEGOTIABLE INSTRUMENTS	440	447	43	5	61	338	-
RECOVERY OF OVERPAYMENTS AND ENFORCEMENT OF JUDGMENTS	2,830	3,309	2,924	111	169	105	-
DEFAULTED STUDENT LOANS	2,438	2,883	2,858	25	-	-	-
VETERANS' OVERPAYMENT	18	8	6	2	-	-	-
OTHER	374	418	60	84	169	105	-
OTHER CONTRACT ACTIONS	15,612	14,638	161	127	2,211	12,139	-
<b>REAL PROPERTY ACTIONS, TOTAL</b>	<b>5,845</b>	<b>4,561</b>	<b>1,913</b>	<b>322</b>	<b>704</b>	<b>1,622</b>	<b>-</b>
CONDEMNATION OF LAND	197	251	161	8	65	17	-
FORECLOSURE	4,306	3,012	1,680	149	255	928	-
RENT, LEASE, AND EJECTMENT	169	154	6	9	52	87	-
TORTS TO LAND, INCLUDING							
PRODUCT LIABILITY	385	380	24	43	87	226	-
OTHER REAL PROPERTY ACTIONS	788	764	42	113	245	364	-
<b>TORT ACTIONS, TOTAL</b>	<b>55,023</b>	<b>51,335</b>	<b>72</b>	<b>1,975</b>	<b>8,422</b>	<b>40,866</b>	<b>-</b>
<b>PERSONAL INJURY, TOTAL</b>	<b>50,594</b>	<b>47,364</b>	<b>21</b>	<b>1,811</b>	<b>6,944</b>	<b>38,588</b>	<b>-</b>
<b>PERSONAL INJURY/</b>							
<b>PRODUCT LIABILITY, TOTAL</b>	<b>34,100</b>	<b>29,537</b>	<b>-</b>	<b>36</b>	<b>2,289</b>	<b>27,212</b>	<b>-</b>
AIRPLANE	100	79	-	2	20	57	-
MARINE	32	46	-	3	24	19	-
MOTOR VEHICLE	618	531	-	5	35	491	-
ASBESTOS	1,471	1,243	-	7	207	1,029	-
OTHER	31,879	27,638	-	19	2,003	25,616	-
<b>OTHER PERSONAL INJURY, TOTAL</b>	<b>16,494</b>	<b>17,827</b>	<b>21</b>	<b>1,775</b>	<b>4,655</b>	<b>11,376</b>	<b>-</b>
AIRPLANE	483	351	-	13	119	219	-
MARINE	1,841	1,667	5	46	1,390	226	-
MOTOR VEHICLE	4,229	4,091	-	480	255	3,356	-
ASSAULT, LIBEL, AND SLANDER	668	647	-	48	183	416	-
FEDERAL EMPLOYERS LIABILITY ACT	782	748	-	72	676	-	-
MEDICAL MALPRACTICE	1,313	1,221	-	590	-	631	-
OTHER	7,178	9,102	16	526	2,032	6,528	-

**Table C-2. (September 30, 2005—Continued)**

Nature of Suit	2004	2005					
		Total	U.S. Cases		Private Cases		
			Plaintiff	Defendant	Federal Question	Diversity of Citizenship	Local Jurisdiction
<b>PERSONAL PROPERTY DAMAGE, TOTAL</b>	<b>4,429</b>	<b>3,971</b>	<b>51</b>	<b>164</b>	<b>1,478</b>	<b>2,278</b>	-
FRAUD, INCLUDING TRUTH IN LENDING	2,909	2,465	38	31	1,104	1,292	-
OTHER PERSONAL PROPERTY DAMAGE	1,520	1,506	13	133	374	986	-
<b>ACTIONS UNDER STATUTES, TOTAL</b>	<b>191,017</b>	<b>169,265</b>	<b>5,133</b>	<b>39,369</b>	<b>124,342</b>	<b>421</b>	-
<b>ANTITRUST</b>	<b>752</b>	<b>818</b>	<b>17</b>	<b>5</b>	<b>796</b>	-	-
<b>BANKRUPTCY, TOTAL</b>	<b>4,145</b>	<b>3,000</b>	<b>13</b>	<b>20</b>	<b>2,967</b>	-	-
APPEAL (28 U.S.C. 158)	2,822	2,435	8	14	2,413	-	-
WITHDRAWAL (28 U.S.C. 157)	1,323	565	5	6	554	-	-
<b>BANKS AND BANKING</b>	<b>366</b>	<b>258</b>	<b>2</b>	<b>12</b>	<b>244</b>	-	-
<b>CIVIL RIGHTS, TOTAL</b>	<b>40,239</b>	<b>36,096</b>	<b>534</b>	<b>2,172</b>	<b>33,145</b>	<b>245</b>	-
VOTING	173	166	8	15	143	-	-
EMPLOYMENT	19,746	16,930	420	1,166	15,186	158	-
HOUSING AND ACCOMMODATIONS	1,222	885	42	22	817	4	-
WELFARE	61	54	-	6	48	-	-
OTHER CIVIL RIGHTS	19,037	18,061	64	963	16,951	83	-
<b>ENVIRONMENTAL MATTERS</b>	<b>978</b>	<b>714</b>	<b>146</b>	<b>256</b>	<b>312</b>	-	-
<b>DEPORTATION</b>	<b>316</b>	<b>201</b>	-	<b>180</b>	<b>21</b>	-	-
<b>PRISONER PETITIONS, TOTAL</b>	<b>55,330</b>	<b>61,238</b>	-	<b>18,010</b>	<b>43,224</b>	<b>4</b>	-
MOTIONS TO VACATE SENTENCE	7,137	10,361	-	10,361	-	-	-
HABEAS CORPUS—GENERAL	23,344	24,633	-	5,672	18,961	-	-
HABEAS CORPUS—DEATH PENALTY	225	240	-	11	229	-	-
MANDAMUS AND OTHER	1,175	1,390	-	680	710	-	-
CIVIL RIGHTS	15,478	16,005	-	1,012	14,993	-	-
PRISON CONDITION	7,971	8,609	-	274	8,331	4	-
<b>FORFEITURE AND PENALTY, TOTAL</b>	<b>2,146</b>	<b>2,298</b>	<b>2,161</b>	<b>137</b>	-	-	-
AGRICULTURAL ACTS	43	27	9	18	-	-	-
FOOD AND DRUG ACT	42	49	47	2	-	-	-
DRUG-RELATED SEIZURE OF PROPERTY	1,292	1,359	1,311	48	-	-	-
AIR TRAFFIC REGULATIONS	6	6	4	2	-	-	-
OCCUPATIONAL SAFETY AND HEALTH ACT	7	5	5	-	-	-	-
OTHER FORFEITURE AND PENALTY SUITS	756	852	785	67	-	-	-

Table C-2. (September 30, 2005—Continued)

Nature of Suit	2004	2005					
		Total	U.S. Cases		Private Cases		
			Plaintiff	Defendant	Federal Question	Diversity of Citizenship	Local Jurisdiction
<b>LABOR LAWS, TOTAL</b>	<b>18,330</b>	<b>18,322</b>	<b>372</b>	<b>115</b>	<b>17,835</b>	-	-
FAIR LABOR STANDARDS ACT	3,617	4,039	133	21	3,885	-	-
LABOR MANAGEMENT RELATIONS ACT	1,641	1,674	22	14	1,638	-	-
LABOR MANAGEMENT REPORTING AND DISCLOSURE ACT	81	88	13	9	66	-	-
RAILWAY LABOR ACT	111	104	1	1	102	-	-
ERISA <sup>1</sup>	11,421	11,171	172	22	10,977	-	-
OTHER LABOR LITIGATION	1,459	1,246	31	48	1,167	-	-
<b>PROTECTED PROPERTY RIGHTS, TOTAL</b>	<b>9,590</b>	<b>12,184</b>	<b>16</b>	<b>9</b>	<b>12,159</b>	-	-
COPYRIGHT	3,007	5,796	-	-	5,796	-	-
PATENT	3,075	2,720	5	9	2,706	-	-
TRADEMARK	3,508	3,668	11	-	3,657	-	-
<b>SECURITIES, COMMODITIES, AND EXCHANGES</b>	<b>3,094</b>	<b>2,038</b>	<b>333</b>	<b>4</b>	<b>1,701</b>	-	-
<b>SOCIAL SECURITY LAWS, TOTAL</b>	<b>15,873</b>	<b>15,487</b>	<b>59</b>	<b>15,428</b>	-	-	-
DISABILITY INSURANCE	7,061	7,024	59	6,965	-	-	-
SUPPLEMENTAL SECURITY INCOME	7,916	7,675	-	7,675	-	-	-
RETIREMENT AND SURVIVORS BENEFITS	831	710	-	710	-	-	-
OTHER	65	78	-	78	-	-	-
<b>RICO<sup>2</sup></b>	<b>777</b>	<b>781</b>	<b>4</b>	-	<b>688</b>	<b>89</b>	-
<b>STATE REAPPORTIONMENT SUITS</b>	<b>5</b>	<b>8</b>	-	-	<b>8</b>	-	-
<b>TAX SUITS</b>	<b>1,314</b>	<b>1,385</b>	<b>613</b>	<b>772</b>	-	-	-
<b>CUSTOMER CHALLENGE</b>	<b>16</b>	<b>21</b>	-	<b>21</b>	-	-	-
<b>FREEDOM OF INFORMATION ACT</b>	<b>315</b>	<b>404</b>	-	<b>277</b>	<b>127</b>	-	-
<b>CONSTITUTIONALITY OF STATE STATUTES</b>	<b>317</b>	<b>310</b>	<b>5</b>	<b>15</b>	<b>256</b>	<b>34</b>	-
<b>OTHER STATUTORY ACTIONS</b>	<b>37,114</b>	<b>13,702</b>	<b>858</b>	<b>1,936</b>	<b>10,859</b>	<b>49</b>	-
<b>OTHER ACTIONS, TOTAL</b>	<b>49</b>	<b>92</b>	<b>16</b>	<b>10</b>	<b>50</b>	<b>16</b>	-

<sup>1</sup> ERISA = EMPLOYEE RETIREMENT INCOME SECURITY ACT.<sup>2</sup> RICO = RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS.