

Table S-3.
U.S Courts of Appeals—Types of Opinions or Orders Filed in Cases Terminated
on the Merits After Oral Hearings or Submission on Briefs
During the 12-Month Period Ending September 30, 2004

Circuit	Total	Oral	Written, Signed*		Written, Reasoned, Unsigned*		Written, Unsigned, Without Comment		Percent Unpublished
			Published	Unpublished	Published	Unpublished	Published	Unpublished	
TOTAL	27,438	20	4,782	4,468	366	16,973	54	775	81.0
DISTRICT OF COLUMBIA	492	-	236	2	4	249	1	-	51.0
FIRST	683	-	356	20	16	291	-	-	45.5
SECOND	1,777	-	365	1,349	60	2	-	1	76.1
THIRD	2,047	-	317	1,073	3	616	-	38	84.4
FOURTH	2,424	-	217	274	5	1,928	-	-	90.8
FIFTH	4,018	-	357	157	55	3,436	-	13	89.7
SIXTH	2,490	20	443	651	10	1,366	-	-	81.8
SEVENTH	1,411	-	588	-	20	769	-	34	56.9
EIGHTH	1,860	-	662	6	39	619	1	533	62.3
NINTH	5,783	-	676	1	15	5,037	52	2	87.2
TENTH	1,349	-	315	888	11	135	-	-	75.8
ELEVENTH	3,104	-	250	47	128	2,525	-	154	87.8

NOTE: THIS TABLE DOES NOT INCLUDE DATA FOR THE U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT. BEGINNING OCTOBER 1, 1998, DATA ARE REPORTED FOR TYPES OF ORIGINAL PROCEEDINGS PREVIOUSLY NOT INCLUDED IN THIS TABLE.

* INCLUDES ONLY THOSE OPINIONS AND ORDERS THAT EXPOUND ON THE LAW AS APPLIED TO THE FACTS OF EACH CASE AND THAT DETAIL THE JUDICIAL REASONS UPON WHICH THE JUDGMENT IS BASED.