

Table B-5.
U.S. Courts of Appeals—Decisions in Cases Terminated on the Merits, by Circuit and Nature of Proceeding,
During the 12-Month Period Ending September 30, 2019

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
Total	47,889	2,348	62.1	29,738	19,284	3,190	2,496	454	55	4,259	8.2
Criminal	9,613	702	70.0	6,733	4,783	1,340	459	135	16	-	6.8
U.S. Prisoner Petitions	4,558	101	67.2	3,063	968	137	181	48	1	1,728	5.9
Other U.S. Civil	2,439	159	60.4	1,473	1,060	165	196	50	2	-	13.3
Private Prisoner Petitions	8,280	171	56.9	4,714	1,497	434	221	26	5	2,531	4.7
Other Private Civil	11,154	730	51.7	5,762	4,456	465	759	68	14	-	13.2
Bankruptcy	680	121	50.9	346	266	44	30	3	3	-	8.7
Administrative Agency Appeals	5,629	331	53.6	3,019	2,332	342	207	124	14	-	6.9
Original Proceedings and Miscellaneous Applications	5,536	33	83.6	4,628	3,922	263	443	-	-	-	-
DC	1,023	199	45.7	468	376	22	62	5	1	2	13.6
Criminal	73	9	50.7	37	31	2	4	-	-	-	10.8
U.S. Prisoner Petitions	65	-	49.2	32	25	-	3	2	-	2	9.4
Other U.S. Civil	247	15	66.0	163	144	2	16	-	1	-	9.8
Private Prisoner Petitions	8	-	-	-	-	-	-	-	-	-	-
Other Private Civil	162	16	51.9	84	61	-	23	-	-	-	27.4
Bankruptcy	0	-	-	-	-	-	-	-	-	-	-
Administrative Agency Appeals	376	158	27.1	102	75	13	11	3	-	-	10.8
Original Proceedings and Miscellaneous Applications	92	1	54.3	50	40	5	5	-	-	-	-

Table B-5. (September 30, 2019—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
1st	1,288	56	72.2	930	654	118	65	9	5	79	7.8
Criminal	351	23	68.7	241	187	24	25	3	2	-	10.4
U.S. Prisoner Petitions	114	1	85.1	97	22	15	3	1	-	56	3.1
Other U.S. Civil	56	1	71.4	40	31	7	2	-	-	-	5.0
Private Prisoner Petitions	102	4	75.5	77	37	13	3	-	1	23	3.9
Other Private Civil	385	21	59.2	228	169	38	20	1	-	-	8.8
Bankruptcy	40	4	65.0	26	23	1	2	-	-	-	7.7
Administrative Agency Appeals	79	2	78.5	62	43	8	5	4	2	-	8.1
Original Proceedings and Miscellaneous Applications	161	-	98.8	159	142	12	5	-	-	-	-
2nd	3,890	290	56.0	2,177	1,316	451	189	51	-	170	8.9
Criminal	585	62	71.5	418	282	81	27	28	-	-	6.5
U.S. Prisoner Petitions	234	7	54.3	127	23	19	8	2	-	75	6.3
Other U.S. Civil	200	5	57.5	115	56	45	11	3	-	-	9.6
Private Prisoner Petitions	503	10	47.1	237	34	85	19	4	-	95	8.0
Other Private Civil	1,352	99	50.1	678	451	149	68	10	-	-	10.0
Bankruptcy	135	90	18.5	25	13	11	1	-	-	-	4.0
Administrative Agency Appeals	582	14	57.7	336	241	53	38	4	-	-	11.3
Original Proceedings and Miscellaneous Applications	299	3	80.6	241	216	8	17	-	-	-	-

Table B-5. (September 30, 2019—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
3rd	3,018	123	68.4	2,064	1,229	64	392	46	1	332	8.9
Criminal	363	5	75.8	275	233	11	23	7	1	-	8.4
U.S. Prisoner Petitions	261	2	75.1	196	88	3	11	11	-	83	5.6
Other U.S. Civil	106	11	64.2	68	55	4	8	1	-	-	11.8
Private Prisoner Petitions	495	1	69.5	344	76	1	16	2	-	249	4.7
Other Private Civil	820	75	54.4	446	370	12	64	-	-	-	14.3
Bankruptcy	45	1	55.6	25	22	-	3	-	-	-	12.0
Administrative Agency Appeals	307	19	59.3	182	138	8	11	25	-	-	6.0
Original Proceedings and Miscellaneous Applications	621	9	85.0	528	247	25	256	-	-	-	-
4th	4,233	204	68.4	2,897	2,086	155	197	37	1	421	7.6
Criminal	1,002	58	78.6	788	654	73	53	8	-	-	6.7
U.S. Prisoner Petitions	683	18	67.6	462	179	12	29	3	-	239	6.3
Other U.S. Civil	268	39	62.3	167	125	19	15	8	-	-	9.0
Private Prisoner Petitions	781	14	54.0	422	200	18	22	-	-	182	5.2
Other Private Civil	724	61	60.8	440	371	24	44	1	-	-	10.0
Bankruptcy	31	-	54.8	17	14	-	3	-	-	-	17.6
Administrative Agency Appeals	223	11	64.1	143	98	7	20	17	1	-	14.0
Original Proceedings and Miscellaneous Applications	521	3	87.9	458	445	2	11	-	-	-	-

Table B-5. (September 30, 2019—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
5th	7,109	563	54.5	3,872	2,165	838	232	64	-	573	6.3
Criminal	2,218	233	68.8	1,526	729	706	57	34	-	-	3.7
U.S. Prisoner Petitions	630	37	49.0	309	64	25	17	4	-	199	5.5
Other U.S. Civil	183	21	41.0	75	52	7	14	2	-	-	18.7
Private Prisoner Petitions	1,348	105	44.6	601	138	63	24	2	-	374	4.0
Other Private Civil	1,498	119	42.5	637	524	21	85	7	-	-	13.3
Bankruptcy	72	8	54.2	39	31	-	8	-	-	-	20.5
Administrative Agency Appeals	450	31	41.8	188	153	13	7	15	-	-	3.7
Original Proceedings and Miscellaneous Applications	710	9	70.0	497	474	3	20	-	-	-	-
6th	4,101	183	64.9	2,660	1,841	82	234	26	2	475	9.7
Criminal	885	67	68.4	605	477	54	66	7	1	-	10.9
U.S. Prisoner Petitions	418	11	73.7	308	97	2	29	4	-	176	9.4
Other U.S. Civil	140	15	62.1	87	75	-	11	1	-	-	12.6
Private Prisoner Petitions	846	4	57.9	490	161	8	20	2	-	299	4.1
Other Private Civil	921	68	52.8	486	403	3	76	3	1	-	15.6
Bankruptcy	38	5	68.4	26	25	-	1	-	-	-	3.8
Administrative Agency Appeals	245	12	68.2	167	143	7	8	9	-	-	4.8
Original Proceedings and Miscellaneous Applications	608	1	80.8	491	460	8	23	-	-	-	-

Table B-5. (September 30, 2019—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
7th	2,713	115	55.9	1,517	971	106	170	41	25	204	11.9
Criminal	483	31	59.4	287	183	64	31	5	4	-	10.8
U.S. Prisoner Petitions	251	8	51.4	129	35	-	9	2	1	82	7.0
Other U.S. Civil	167	5	58.1	97	61	1	19	15	1	-	19.6
Private Prisoner Petitions	626	9	48.2	302	145	3	22	6	4	122	7.3
Other Private Civil	774	47	51.0	395	306	15	60	4	10	-	15.2
Bankruptcy	55	6	45.5	25	17	1	5	1	1	-	20.0
Administrative Agency Appeals	103	7	52.4	54	32	3	7	8	4	-	13.0
Original Proceedings and Miscellaneous Applications	254	2	89.8	228	192	19	17	-	-	-	-
8th	2,849	103	74.9	2,133	1,552	116	103	18	4	340	5.3
Criminal	835	43	77.0	643	534	81	21	5	2	-	3.3
U.S. Prisoner Petitions	365	8	81.4	297	110	1	18	4	-	164	6.1
Other U.S. Civil	126	7	70.6	89	82	-	6	1	-	-	6.7
Private Prisoner Petitions	501	8	67.9	340	149	7	7	1	-	176	2.1
Other Private Civil	539	28	66.4	358	297	13	42	6	-	-	11.7
Bankruptcy	19	-	68.4	13	9	3	1	-	-	-	7.7
Administrative Agency Appeals	130	6	58.5	76	62	10	1	1	2	-	1.3
Original Proceedings and Miscellaneous Applications	334	3	94.9	317	309	1	7	-	-	-	-

Table B-5. (September 30, 2019—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
9th	10,210	364	64.7	6,604	4,362	763	574	65	2	838	9.3
Criminal	1,288	104	68.2	879	660	109	99	11	-	-	11.3
U.S. Prisoner Petitions	631	7	80.7	509	158	39	19	8	-	285	3.7
Other U.S. Civil	597	29	61.0	364	230	65	67	2	-	-	18.4
Private Prisoner Petitions	1,652	10	67.4	1,114	354	141	64	2	-	553	5.7
Other Private Civil	2,187	145	54.5	1,191	814	164	194	18	1	-	16.3
Bankruptcy	159	6	64.8	103	72	26	5	-	-	-	4.9
Administrative Agency Appeals	2,702	61	55.8	1,509	1,213	191	80	24	1	-	5.3
Original Proceedings and Miscellaneous Applications	994	2	94.1	935	861	28	46	-	-	-	-
10th	1,737	19	65.6	1,140	731	108	74	54	2	171	6.6
Criminal	382	7	73.6	281	178	63	20	20	-	-	7.1
U.S. Prisoner Petitions	218	1	67.0	146	52	4	11	4	-	75	7.5
Other U.S. Civil	125	2	64.8	81	49	11	13	8	-	-	16.0
Private Prisoner Petitions	280	1	68.2	191	80	8	3	4	-	96	1.6
Other Private Civil	488	8	56.1	274	232	10	18	14	-	-	6.6
Bankruptcy	14	-	-	10	9	-	-	1	-	-	-
Administrative Agency Appeals	98	-	51.0	50	35	7	3	3	2	-	6.0
Original Proceedings and Miscellaneous Applications	132	-	81.1	107	96	5	6	-	-	-	-

Table B-5. (September 30, 2019—Continued)

Circuit and Nature of Proceeding	Total Appeals Terminated	Terminated on the Merits									
		By Consolidation	Percent of Total Terminated	Total	Affirmed/ Enforced ¹	Dismissed	Reversed	Remanded	Other	Certificate of Appealability	Percent Reversed ²
11th	5,718	129	57.3	3,276	2,001	367	204	38	12	654	6.5
Criminal	1,148	60	65.6	753	635	72	33	7	6	-	4.4
U.S. Prisoner Petitions	688	1	65.6	451	115	17	24	3	-	292	5.3
Other U.S. Civil	224	9	56.7	127	100	4	14	9	-	-	11.0
Private Prisoner Petitions	1,138	5	52.4	596	123	87	21	3	-	362	3.5
Other Private Civil	1,304	43	41.8	545	458	16	65	4	2	-	11.9
Bankruptcy	72	1	51.4	37	31	2	1	1	2	-	2.7
Administrative Agency Appeals	334	10	44.9	150	99	22	16	11	2	-	10.7
Original Proceedings and Miscellaneous Applications	810	-	76.2	617	440	147	30	-	-	-	-

NOTE: This table does not include data for the U.S. Court of Appeals for the Federal Circuit. Beginning in March 2014, data include miscellaneous cases not included previously.

¹ Affirmed includes appeals affirmed in part and reversed in part.

² Percent not shown where the total number of appeals terminated on the merits is less than 10. Percent reversed not computed for original proceedings because of their difference from appeals, nor are original proceedings included in the percentage of total appeals reversed.