

Table B-5A.
U.S. Courts of Appeals—Cases Terminated on Procedural Grounds, by Circuit and Nature of Proceeding,
During the 12-Month Period Ending September 30, 2022

Circuit and Nature of Proceeding	Total Terminated	Terminated on Procedural Grounds											
		Total	By Consolidation	By Judge						By Staff			
				Total	Jurisdictional Defects	FRAP 42 ¹	Default	Cert. of Appealability	Other	Total	FRAP 42 ¹	Default	Other
Total	44,902	16,398	80	3,529	2,336	403	42	16	732	12,789	4,427	5,704	2,658
Criminal	10,085	2,388	4	384	260	45	3	-	76	2,000	1,183	750	67
U.S. Prisoner Petitions	3,198	1,112	-	217	194	8	2	5	8	895	153	718	24
Other U.S. Civil	2,302	782	12	168	124	28	2	-	14	602	290	289	23
Private Prisoner Petitions	7,074	2,931	-	786	738	12	9	11	16	2,145	250	1,822	73
Other Private Civil	10,294	4,398	56	1,259	696	145	23	-	395	3,083	1,683	1,299	101
Bankruptcy	606	238	3	79	71	3	2	-	3	156	77	74	5
Administrative Agency Appeals	7,731	3,808	5	550	253	162	1	-	134	3,253	791	752	1,710
Original Proceedings and Miscellaneous Applications	3,612	741	-	86	-	-	-	-	86	655	-	-	655
DC	947	320	2	66	26	21	5	4	10	252	132	78	42
Criminal	71	21	-	1	1	-	-	-	-	20	16	4	-
U.S. Prisoner Petitions	60	38	-	7	2	1	-	3	1	31	3	28	-
Other U.S. Civil	249	61	1	15	6	6	1	-	2	45	27	17	1
Private Prisoner Petitions	8	5	-	1	-	-	-	1	-	4	1	3	-
Other Private Civil	148	50	-	14	8	2	4	-	-	36	21	15	-
Bankruptcy	3	-	-	-	-	-	-	-	-	-	-	-	-
Administrative Agency Appeals	327	109	1	24	9	12	-	-	3	84	64	11	9
Original Proceedings and Miscellaneous Applications	81	36	-	4	-	-	-	-	4	32	-	-	32
1st	1,119	280	1	47	19	19	2	-	7	232	156	72	4
Criminal	349	78	-	6	3	2	-	-	1	72	50	22	-
U.S. Prisoner Petitions	72	15	-	1	1	-	-	-	-	14	4	10	-
Other U.S. Civil	80	33	-	9	3	6	-	-	-	24	20	4	-
Private Prisoner Petitions	64	17	-	4	3	-	-	-	1	13	1	12	-
Other Private Civil	354	97	1	17	7	7	2	-	1	79	65	14	-
Bankruptcy	37	12	-	1	1	-	-	-	-	11	7	4	-
Administrative Agency Appeals	90	24	-	7	1	4	-	-	2	17	9	6	2
Original Proceedings and Miscellaneous Applications	73	4	-	2	-	-	-	-	2	2	-	-	2
2nd	4,031	1,982	7	671	205	106	-	-	360	1,304	662	541	101
Criminal	627	190	2	26	23	1	-	-	2	162	93	58	11
U.S. Prisoner Petitions	194	75	-	14	12	2	-	-	-	61	16	42	3
Other U.S. Civil	169	70	-	9	8	1	-	-	-	61	24	36	1
Private Prisoner Petitions	366	169	-	28	28	-	-	-	-	141	14	122	5
Other Private Civil	1,440	830	4	431	72	8	-	-	351	395	179	210	6
Bankruptcy	47	19	-	5	4	1	-	-	-	14	7	7	-
Administrative Agency Appeals	934	562	1	157	58	93	-	-	6	404	329	66	9
Original Proceedings and Miscellaneous Applications	254	67	-	1	-	-	-	-	1	66	-	-	66

Table B-5A (September 30, 2022—Continued)

Circuit and Nature of Proceeding	Total Terminated	Terminated on Procedural Grounds											
		Total	By Consolidation	By Judge						By Staff			
				Total	Jurisdictional Defects	FRAP 42 ¹	Default	Cert. of Appealability	Other	Total	FRAP 42 ¹	Default	Other
3rd	2,576	939	5	228	186	21	1	1	19	706	291	307	108
Criminal	487	141	-	36	29	4	-	-	3	105	75	28	2
U.S. Prisoner Petitions	222	79	-	15	13	1	-	-	1	64	12	52	-
Other U.S. Civil	92	31	-	9	8	1	-	-	-	22	10	10	2
Private Prisoner Petitions	468	158	-	53	52	-	-	1	-	105	14	86	5
Other Private Civil	693	315	5	72	55	10	1	-	6	238	146	87	5
Bankruptcy	46	16	-	4	4	-	-	-	-	12	7	3	2
Administrative Agency Appeals	287	110	-	35	25	5	-	-	5	75	27	41	7
Original Proceedings and Miscellaneous Applications	281	89	-	4	-	-	-	-	4	85	-	-	85
4th	4,064	1,156	9	205	191	8	1	-	5	942	374	474	94
Criminal	1,426	282	-	37	35	2	-	-	-	245	133	111	1
U.S. Prisoner Petitions	485	165	-	36	35	1	-	-	-	129	32	96	1
Other U.S. Civil	158	53	-	11	11	-	-	-	-	42	23	17	2
Private Prisoner Petitions	608	245	-	43	41	2	-	-	-	202	41	159	2
Other Private Civil	687	269	9	60	56	2	1	-	1	200	126	70	4
Bankruptcy	39	8	-	2	2	-	-	-	-	6	4	2	-
Administrative Agency Appeals	258	52	-	13	11	1	-	-	1	39	15	19	5
Original Proceedings and Miscellaneous Applications	403	82	-	3	-	-	-	-	3	79	-	-	79
5th	6,732	2,050	8	403	292	52	1	-	58	1,639	357	1,104	178
Criminal	2,222	369	1	28	13	10	-	-	5	340	146	191	3
U.S. Prisoner Petitions	500	192	-	33	33	-	-	-	-	159	15	141	3
Other U.S. Civil	198	67	-	10	7	2	-	-	1	57	16	40	1
Private Prisoner Petitions	1,308	583	-	109	107	2	-	-	-	474	35	437	2
Other Private Civil	1,186	455	4	112	87	24	1	-	-	339	104	231	4
Bankruptcy	86	19	-	5	5	-	-	-	-	14	7	5	2
Administrative Agency Appeals	731	203	3	93	40	14	-	-	39	107	34	59	14
Original Proceedings and Miscellaneous Applications	501	162	-	13	-	-	-	-	13	149	-	-	149
6th	3,695	1,119	5	270	252	10	-	3	5	844	319	368	157
Criminal	1,012	271	1	59	57	1	-	-	1	211	108	71	32
U.S. Prisoner Petitions	274	82	-	19	18	1	-	-	-	63	5	46	12
Other U.S. Civil	148	63	1	10	9	1	-	-	-	52	14	34	4
Private Prisoner Petitions	674	279	-	99	94	-	-	3	2	180	21	137	22
Other Private Civil	818	286	3	68	62	6	-	-	-	215	141	66	8
Bankruptcy	26	7	-	1	1	-	-	-	-	6	5	1	-
Administrative Agency Appeals	279	51	-	13	11	1	-	-	1	38	25	13	-
Original Proceedings and Miscellaneous Applications	464	80	-	1	-	-	-	-	1	79	-	-	79

Table B-5A (September 30, 2022—Continued)

Circuit and Nature of Proceeding	Total Terminated	Terminated on Procedural Grounds											
		Total	By Consolidation	By Judge						By Staff			
				Total	Jurisdictional Defects	FRAP 42 ¹	Default	Cert. of Appealability	Other	Total	FRAP 42 ¹	Default	Other
7th	2,386	1,016	5	201	126	26	8	1	40	810	416	367	27
Criminal	631	239	-	44	34	4	-	-	6	195	155	37	3
U.S. Prisoner Petitions	193	89	-	12	10	-	-	-	2	77	14	61	2
Other U.S. Civil	150	58	2	10	7	1	1	-	1	46	23	23	-
Private Prisoner Petitions	473	253	-	37	26	2	3	1	5	216	33	170	13
Other Private Civil	650	306	2	70	46	14	4	-	6	234	158	72	4
Bankruptcy	30	14	1	2	1	1	-	-	-	11	9	2	-
Administrative Agency Appeals	86	48	-	20	2	4	-	-	14	28	24	2	2
Original Proceedings and Miscellaneous Applications	173	9	-	6	-	-	-	-	6	3	-	-	3
8th	2,572	549	5	248	174	10	13	-	51	296	169	117	10
Criminal	906	133	-	57	18	2	3	-	34	76	75	1	-
U.S. Prisoner Petitions	256	47	-	25	22	-	2	-	1	22	7	15	-
Other U.S. Civil	104	23	-	10	10	-	-	-	-	13	6	6	1
Private Prisoner Petitions	479	175	-	91	85	-	5	-	1	84	6	78	-
Other Private Civil	484	130	4	44	34	7	1	-	2	82	68	13	1
Bankruptcy	12	4	1	2	-	-	2	-	-	1	1	-	-
Administrative Agency Appeals	91	29	-	13	5	1	-	-	7	16	6	4	6
Original Proceedings and Miscellaneous Applications	240	8	-	6	-	-	-	-	6	2	-	-	2
9th	10,492	4,406	16	715	548	73	11	-	83	3,675	1,016	844	1,815
Criminal	943	256	-	21	10	3	-	-	8	235	188	32	15
U.S. Prisoner Petitions	417	87	-	27	24	2	-	-	1	60	24	34	2
Other U.S. Civil	646	203	6	62	44	9	-	-	9	135	94	30	11
Private Prisoner Petitions	1,442	419	-	206	201	1	1	-	3	213	60	130	23
Other Private Civil	2,085	855	10	230	164	37	9	-	20	615	420	129	66
Bankruptcy	186	85	-	39	36	-	-	-	3	46	16	29	1
Administrative Agency Appeals	4,233	2,457	-	129	69	21	1	-	38	2,328	214	460	1,654
Original Proceedings and Miscellaneous Applications	540	44	-	1	-	-	-	-	1	43	-	-	43
10th	1,601	545	9	108	65	3	-	7	33	428	218	195	15
Criminal	345	73	-	15	3	1	-	-	11	58	51	7	-
U.S. Prisoner Petitions	129	46	-	8	5	-	-	2	1	38	8	30	-
Other U.S. Civil	90	27	1	5	4	-	-	-	1	21	14	7	-
Private Prisoner Petitions	289	143	-	33	24	1	-	5	3	110	18	91	1
Other Private Civil	495	186	8	30	23	1	-	-	6	148	94	53	1
Bankruptcy	20	10	-	2	2	-	-	-	-	8	7	1	-
Administrative Agency Appeals	127	47	-	14	4	-	-	-	10	33	26	6	1
Original Proceedings and Miscellaneous Applications	106	13	-	1	-	-	-	-	1	12	-	-	12

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Circuit and Nature of Proceeding	Total Terminated	Terminated on Procedural Grounds											
		Total	By Consolidation	By Judge						By Staff			
				Total	Jurisdictional Defects	FRAP 42 ¹	Default	Cert. of Appealability	Other	Total	FRAP 42 ¹	Default	Other
11th	4,687	2,036	8	367	252	54	-	-	61	1,661	317	1,237	107
Criminal	1,066	335	-	54	34	15	-	-	5	281	93	188	-
U.S. Prisoner Petitions	396	197	-	20	19	-	-	-	1	177	13	163	1
Other U.S. Civil	218	93	1	8	7	1	-	-	-	84	19	65	-
Private Prisoner Petitions	895	485	-	82	77	4	-	-	1	403	6	397	-
Other Private Civil	1,254	619	6	111	82	27	-	-	2	502	161	339	2
Bankruptcy	74	44	1	16	15	1	-	-	-	27	7	20	-
Administrative Agency Appeals	288	116	-	32	18	6	-	-	8	84	18	65	1
Original Proceedings and Miscellaneous Applications	496	147	-	44	-	-	-	-	44	103	-	-	103

NOTE: This table does not include data for the U.S. Courts of Appeals for the Federal Circuit. Beginning in March 2014, data include miscellaneous cases not included previously. Cert. of Appealability = Certificate of Appealability.
¹ Voluntary Dismissal Under Rule 42(B), Federal Rules of Appellate Procedure.