

**Table B-5.**  
**U.S. Courts of Appeals—Appeals Terminated on the Merits, by Circuit,**  
**During the 12-Month Period Ending June 30, 2010**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>3</sup>
		Percent of Total Terminations	Total	Affirmed/Enforced <sup>2</sup>	Dismissed	Reversed	Remanded	Other	
<b>ALL CIRCUITS</b>	<b>59,343</b>	<b>51.5</b>	<b>30,534</b>	<b>24,549</b>	<b>2,545</b>	<b>2,316</b>	<b>537</b>	<b>587</b>	<b>8.2</b>
CRIMINAL	13,389	72.4	9,700	7,744	1,176	561	158	61	5.8
U.S. PRISONER PETITIONS	5,078	30.7	1,558	1,313	116	101	21	7	6.5
OTHER U.S. CIVIL	3,088	54.3	1,678	1,348	72	217	38	3	12.9
PRIV. PRISONER PETITIONS	10,940	28.2	3,087	2,346	382	266	56	37	8.6
OTHER PRIVATE CIVIL	12,465	49.5	6,169	5,055	277	752	71	14	12.2
BANKRUPTCY	781	45.6	356	278	23	53	1	1	14.9
ADMINISTRATIVE APPEALS	9,888	54.7	5,406	4,085	324	341	192	464	6.3
ORIGINAL PROCEEDINGS	3,714	69.5	2,580	2,380	175	25	-	-	-
<b>DC</b>	<b>1,079</b>	<b>46.0</b>	<b>496</b>	<b>411</b>	<b>27</b>	<b>49</b>	<b>8</b>	<b>1</b>	<b>10.4</b>
CRIMINAL	112	51.8	58	50	2	3	3	-	5.2
U.S. PRISONER PETITIONS	169	50.3	85	62	13	8	1	1	9.4
OTHER U.S. CIVIL	256	52.7	135	120	4	11	-	-	8.1
PRIV. PRISONER PETITIONS	22	50.0	11	9	-	2	-	-	18.2
OTHER PRIVATE CIVIL	141	61.0	86	73	2	10	1	-	11.6
BANKRUPTCY	3	66.7	2	1	-	1	-	-	-
ADMINISTRATIVE APPEALS	306	28.1	86	64	6	13	3	-	15.1
ORIGINAL PROCEEDINGS	70	47.1	33	32	-	1	-	-	-
<b>1ST CIRCUIT</b>	<b>1,752</b>	<b>56.8</b>	<b>996</b>	<b>858</b>	<b>44</b>	<b>87</b>	<b>7</b>	<b>-</b>	<b>9.3</b>
CRIMINAL	581	64.9	377	327	21	28	1	-	7.4
U.S. PRISONER PETITIONS	128	27.3	35	32	2	1	-	-	2.9
OTHER U.S. CIVIL	110	57.3	63	55	-	7	1	-	11.1
PRIV. PRISONER PETITIONS	176	35.8	63	56	2	5	-	-	7.9
OTHER PRIVATE CIVIL	472	53.0	250	204	8	38	-	-	15.2
BANKRUPTCY	37	67.6	25	20	3	2	-	-	8.0
ADMINISTRATIVE APPEALS	180	66.1	119	102	6	6	5	-	5.0
ORIGINAL PROCEEDINGS	68	94.1	64	62	2	-	-	-	-
<b>2ND CIRCUIT</b>	<b>6,620</b>	<b>52.3</b>	<b>3,460</b>	<b>2,765</b>	<b>397</b>	<b>231</b>	<b>66</b>	<b>1</b>	<b>7.0</b>
CRIMINAL	916	56.4	517	427	44	32	14	-	6.2
U.S. PRISONER PETITIONS	217	12.4	27	17	6	2	2	-	7.4
OTHER U.S. CIVIL	284	51.4	146	114	9	21	2	-	14.4
PRIV. PRISONER PETITIONS	744	27.7	206	154	37	12	3	-	5.8
OTHER PRIVATE CIVIL	2,095	46.3	969	754	83	122	10	-	12.6
BANKRUPTCY	156	21.8	34	23	4	7	-	-	20.6
ADMINISTRATIVE APPEALS	1,991	68.5	1,364	1,233	61	34	35	1	2.5
ORIGINAL PROCEEDINGS	217	90.8	197	43	153	1	-	-	-

**Table B-5. (June 30, 2010—Continued)**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>3</sup>
		Percent of Total Terminations	Total	Affirmed/ Enforced <sup>2</sup>	Dismissed	Reversed	Remanded	Other	
<b>3RD CIRCUIT</b>	<b>4,267</b>	<b>59.2</b>	<b>2,526</b>	<b>2,162</b>	<b>94</b>	<b>210</b>	<b>58</b>	<b>2</b>	<b>8.9</b>
CRIMINAL	921	81.1	747	670	11	52	12	2	7.0
U.S. PRISONER PETITIONS	328	39.6	130	109	13	7	1	-	5.4
OTHER U.S. CIVIL	194	61.3	119	98	4	13	4	-	10.9
PRIV. PRISONER PETITIONS	737	28.6	211	146	27	31	7	-	14.7
OTHER PRIVATE CIVIL	1,079	56.9	614	518	24	66	6	-	10.7
BANKRUPTCY	75	45.3	34	30	2	2	-	-	5.9
ADMINISTRATIVE APPEALS	683	70.6	482	405	13	36	28	-	7.5
ORIGINAL PROCEEDINGS	250	75.6	189	186	-	3	-	-	-
<b>4TH CIRCUIT</b>	<b>5,161</b>	<b>57.5</b>	<b>2,966</b>	<b>2,638</b>	<b>135</b>	<b>131</b>	<b>59</b>	<b>3</b>	<b>4.9</b>
CRIMINAL	1,419	78.9	1,119	964	59	66	29	1	5.9
U.S. PRISONER PETITIONS	1,139	44.8	510	482	13	10	5	-	2.0
OTHER U.S. CIVIL	223	55.2	123	104	7	8	4	-	6.5
PRIV. PRISONER PETITIONS	885	27.7	245	215	20	7	3	-	2.9
OTHER PRIVATE CIVIL	764	56.7	433	380	19	31	3	-	7.2
BANKRUPTCY	47	42.6	20	16	2	2	-	-	10.0
ADMINISTRATIVE APPEALS	327	64.5	211	175	12	7	15	2	3.3
ORIGINAL PROCEEDINGS	357	85.4	305	302	3	-	-	-	-
<b>5TH CIRCUIT</b>	<b>7,625</b>	<b>49.0</b>	<b>3,735</b>	<b>2,673</b>	<b>738</b>	<b>265</b>	<b>59</b>	<b>-</b>	<b>7.6</b>
CRIMINAL	2,484	74.3	1,845	1,177	581	63	24	-	3.4
U.S. PRISONER PETITIONS	603	20.1	121	89	21	9	2	-	7.4
OTHER U.S. CIVIL	297	47.5	141	105	9	22	5	-	15.6
PRIV. PRISONER PETITIONS	1,928	20.2	389	221	99	58	11	-	14.9
OTHER PRIVATE CIVIL	1,211	51.6	625	516	25	80	4	-	12.8
BANKRUPTCY	92	44.6	41	27	1	13	-	-	31.7
ADMINISTRATIVE APPEALS	543	45.3	246	217	2	14	13	-	5.7
ORIGINAL PROCEEDINGS	467	70.0	327	321	-	6	-	-	-
<b>6TH CIRCUIT</b>	<b>4,341</b>	<b>52.8</b>	<b>2,292</b>	<b>2,002</b>	<b>42</b>	<b>207</b>	<b>41</b>	<b>-</b>	<b>10.2</b>
CRIMINAL	1,031	66.5	686	592	12	71	11	-	10.3
U.S. PRISONER PETITIONS	277	30.7	85	78	3	4	-	-	4.7
OTHER U.S. CIVIL	201	57.2	115	88	3	19	5	-	16.5
PRIV. PRISONER PETITIONS	997	35.1	350	297	5	42	6	-	12.0
OTHER PRIVATE CIVIL	1,023	46.6	477	400	14	57	6	-	11.9
BANKRUPTCY	57	47.4	27	23	1	3	-	-	11.1
ADMINISTRATIVE APPEALS	357	64.1	229	210	1	5	13	-	2.2
ORIGINAL PROCEEDINGS	398	81.2	323	314	3	6	-	-	-

**Table B-5. (June 30, 2010—Continued)**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>3</sup>
		Percent of Total Terminations	Total	Affirmed/Enforced <sup>2</sup>	Dismissed	Reversed	Remanded	Other	
<b>7TH CIRCUIT</b>	<b>3,364</b>	<b>44.0</b>	<b>1,480</b>	<b>1,081</b>	<b>141</b>	<b>193</b>	<b>30</b>	<b>35</b>	<b>14.4</b>
CRIMINAL	687	70.5	484	272	124	61	14	13	12.6
U.S. PRISONER PETITIONS	549	31.9	175	141	7	23	3	1	13.1
OTHER U.S. CIVIL	147	61.2	90	74	-	16	-	-	17.8
PRIV. PRISONER PETITIONS	705	17.2	121	100	1	19	-	1	15.7
OTHER PRIVATE CIVIL	863	39.4	340	275	5	51	4	5	15.0
BANKRUPTCY	50	40.0	20	14	2	4	-	-	20.0
ADMINISTRATIVE APPEALS	174	55.2	96	53	2	17	9	15	17.7
ORIGINAL PROCEEDINGS	189	81.5	154	152	-	2	-	-	-
<b>8TH CIRCUIT</b>	<b>3,328</b>	<b>67.1</b>	<b>2,234</b>	<b>1,938</b>	<b>159</b>	<b>117</b>	<b>13</b>	<b>7</b>	<b>5.8</b>
CRIMINAL	1,049	80.6	846	707	91	37	7	4	4.4
U.S. PRISONER PETITIONS	327	38.2	125	116	4	3	1	1	2.4
OTHER U.S. CIVIL	194	72.2	140	120	10	9	1	-	6.4
PRIV. PRISONER PETITIONS	671	45.0	302	274	17	9	1	1	3.0
OTHER PRIVATE CIVIL	652	66.9	436	371	18	44	3	-	10.1
BANKRUPTCY	28	75.0	21	17	-	4	-	-	19.0
ADMINISTRATIVE APPEALS	142	76.1	108	85	13	9	-	1	8.3
ORIGINAL PROCEEDINGS	265	96.6	256	248	6	2	-	-	-
<b>9TH CIRCUIT</b>	<b>13,258</b>	<b>45.5</b>	<b>6,034</b>	<b>4,534</b>	<b>312</b>	<b>554</b>	<b>105</b>	<b>529</b>	<b>9.6</b>
CRIMINAL	1,739	66.9	1,164	1,015	28	71	15	35	6.1
U.S. PRISONER PETITIONS	473	21.4	101	79	5	11	2	4	10.9
OTHER U.S. CIVIL	716	51.8	371	297	5	65	1	3	17.5
PRIV. PRISONER PETITIONS	2,423	31.8	771	637	35	54	11	34	7.0
OTHER PRIVATE CIVIL	2,322	48.1	1,116	899	34	167	9	7	15.0
BANKRUPTCY	162	58.0	94	77	5	11	-	1	11.7
ADMINISTRATIVE APPEALS	4,598	45.9	2,109	1,231	194	172	67	445	8.2
ORIGINAL PROCEEDINGS	825	37.3	308	299	6	3	-	-	-
<b>10TH CIRCUIT</b>	<b>2,391</b>	<b>57.4</b>	<b>1,372</b>	<b>998</b>	<b>211</b>	<b>78</b>	<b>84</b>	<b>1</b>	<b>6.0</b>
CRIMINAL	601	82.2	494	340	108	21	25	-	4.3
U.S. PRISONER PETITIONS	281	30.2	85	55	18	8	4	-	9.4
OTHER U.S. CIVIL	176	68.2	120	82	12	12	14	-	10.0
PRIV. PRISONER PETITIONS	477	32.3	154	106	29	5	14	-	3.2
OTHER PRIVATE CIVIL	603	55.4	334	255	28	27	23	1	8.1
BANKRUPTCY	29	75.9	22	16	3	2	1	-	9.1
ADMINISTRATIVE APPEALS	105	75.2	79	61	13	2	3	-	2.5
ORIGINAL PROCEEDINGS	119	70.6	84	83	-	1	-	-	-

**Table B-5. (June 30, 2010—Continued)**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>3</sup>
		Percent of Total Terminations	Total	Affirmed/ Enforced <sup>2</sup>	Dismissed	Reversed	Remanded	Other	
<b>11TH CIRCUIT</b>	<b>6,157</b>	<b>47.8</b>	<b>2,943</b>	<b>2,489</b>	<b>245</b>	<b>194</b>	<b>7</b>	<b>8</b>	<b>7.5</b>
CRIMINAL	1,849	73.7	1,363	1,203	95	56	3	6	4.1
U.S. PRISONER PETITIONS	587	13.5	79	53	11	15	-	-	19.0
OTHER U.S. CIVIL	290	39.7	115	91	9	14	1	-	12.2
PRIV. PRISONER PETITIONS	1,175	22.5	264	131	110	22	-	1	8.3
OTHER PRIVATE CIVIL	1,240	39.4	489	410	17	59	2	1	12.1
BANKRUPTCY	45	35.6	16	14	-	2	-	-	12.5
ADMINISTRATIVE APPEALS	482	57.5	277	249	1	26	1	-	9.4
ORIGINAL PROCEEDINGS	489	69.5	340	338	2	-	-	-	-

NOTE: This table does not include data for the U.S. Court of Appeals for the Federal Circuit.

<sup>1</sup> Totals include reopened and remanded appeals as well as original appeals.

<sup>2</sup> Affirmed includes merit terminations affirmed in part and reversed in part.

<sup>3</sup> Percent not shown where the total number of cases terminated on the merits is less than 10. Percentages of cases reversed have not been computed for original proceedings because of their difference from appeals, nor are they included in the percentage of total appeals reversed.