

**Table B-5.**

**U.S. Courts of Appeals—Appeals Terminated on the Merits, by Circuit,  
During the 12-Month Period Ending March 31, 2003**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>2</sup>
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
<b>ALL CIRCUITS</b>	<b>56,284</b>	<b>48.4</b>	<b>27,254</b>	<b>21,690</b>	<b>2,228</b>	<b>2,333</b>	<b>755</b>	<b>248</b>	<b>9.4</b>
CRIMINAL	11,722	69.2	8,117	6,776	687	435	197	22	5.4
U.S. PRISONER PETITIONS	6,147	30.3	1,861	1,462	190	161	36	12	8.7
OTHER U.S. CIVIL	3,306	60.8	2,011	1,611	101	236	50	13	11.7
PRIV. PRISONER PETITIONS	12,487	28.3	3,537	2,514	559	339	105	20	9.6
OTHER PRIVATE CIVIL	13,944	49.5	6,897	5,386	317	947	204	43	13.7
BANKRUPTCY	950	51.5	489	385	35	55	9	5	11.2
ADMINISTRATIVE APPEALS	4,099	35.6	1,461	773	274	127	154	133	8.7
ORIGINAL PROCEEDINGS <sup>3</sup>	3,629	79.4	2,881	2,783	65	33	-	-	-
<b>DISTRICT OF COLUMBIA</b>	<b>1,264</b>	<b>40.7</b>	<b>514</b>	<b>419</b>	<b>6</b>	<b>72</b>	<b>11</b>	<b>6</b>	<b>15.3</b>
CRIMINAL	78	56.4	44	36	1	5	2	-	11.4
U.S. PRISONER PETITIONS	145	40.0	58	53	-	4	-	1	6.9
OTHER U.S. CIVIL	244	61.1	149	123	-	24	-	2	16.1
PRIV. PRISONER PETITIONS	34	47.1	16	14	-	1	1	-	6.3
OTHER PRIVATE CIVIL	153	43.1	66	53	1	10	1	1	15.2
BANKRUPTCY	4	25.0	1	1	-	-	-	-	-
ADMINISTRATIVE APPEALS	535	25.8	138	98	3	28	7	2	20.3
ORIGINAL PROCEEDINGS <sup>3</sup>	71	59.2	42	41	1	-	-	-	-
<b>FIRST CIRCUIT</b>	<b>1,534</b>	<b>33.8</b>	<b>519</b>	<b>432</b>	<b>12</b>	<b>72</b>	<b>2</b>	<b>1</b>	<b>13.8</b>
CRIMINAL	539	22.3	120	105	3	12	-	-	10.0
U.S. PRISONER PETITIONS	142	23.2	33	25	2	6	-	-	18.2
OTHER U.S. CIVIL	84	46.4	39	33	-	5	-	1	12.8
PRIV. PRISONER PETITIONS	113	38.9	44	32	2	10	-	-	22.7
OTHER PRIVATE CIVIL	524	45.8	240	203	2	34	1	-	14.2
BANKRUPTCY	33	33.3	11	8	-	3	-	-	27.3
ADMINISTRATIVE APPEALS	78	24.4	19	17	1	-	1	-	-
ORIGINAL PROCEEDINGS <sup>3</sup>	21	61.9	13	9	2	2	-	-	-
<b>SECOND CIRCUIT</b>	<b>4,118</b>	<b>45.5</b>	<b>1,872</b>	<b>1,210</b>	<b>347</b>	<b>33</b>	<b>214</b>	<b>68</b>	<b>1.8</b>
CRIMINAL	663	64.1	425	329	39	7	43	7	1.6
U.S. PRISONER PETITIONS	299	18.7	56	25	18	2	6	5	3.6
OTHER U.S. CIVIL	237	56.5	134	67	43	1	18	5	0.7
PRIV. PRISONER PETITIONS	903	22.5	203	100	62	5	30	6	2.5
OTHER PRIVATE CIVIL	1,453	49.8	723	444	129	14	112	24	1.9
BANKRUPTCY	71	43.7	31	19	7	-	3	2	-
ADMINISTRATIVE APPEALS	244	35.2	86	27	37	1	2	19	1.2
ORIGINAL PROCEEDINGS <sup>3</sup>	248	86.3	214	199	12	3	-	-	-

**Table B-5. (March 31, 2003—Continued)**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>2</sup>
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
<b>THIRD CIRCUIT</b>	<b>3,824</b>	<b>51.8</b>	<b>1,981</b>	<b>1,603</b>	<b>133</b>	<b>212</b>	<b>30</b>	<b>3</b>	<b>11.7</b>
CRIMINAL	628	75.0	471	420	14	30	5	2	6.4
U.S. PRISONER PETITIONS	454	42.3	192	143	24	19	6	-	9.9
OTHER U.S. CIVIL	246	73.6	181	152	9	16	4	-	8.8
PRIV. PRISONER PETITIONS	812	28.1	228	127	59	34	8	-	14.9
OTHER PRIVATE CIVIL	1,118	51.9	580	466	19	93	1	1	16.0
BANKRUPTCY	94	41.5	39	31	1	6	1	-	15.4
ADMINISTRATIVE APPEALS	236	35.2	83	66	3	9	5	-	10.8
ORIGINAL PROCEEDINGS <sup>3</sup>	236	87.7	207	198	4	5	-	-	-
<b>FOURTH CIRCUIT</b>	<b>4,815</b>	<b>53.1</b>	<b>2,557</b>	<b>2,243</b>	<b>128</b>	<b>155</b>	<b>27</b>	<b>4</b>	<b>6.8</b>
CRIMINAL	1,126	71.0	799	722	38	28	9	2	3.5
U.S. PRISONER PETITIONS	897	33.1	297	248	18	28	2	1	9.4
OTHER U.S. CIVIL	214	71.0	152	133	7	11	1	-	7.2
PRIV. PRISONER PETITIONS	1,075	32.3	347	282	36	24	4	1	6.9
OTHER PRIVATE CIVIL	955	55.8	533	462	13	52	6	-	9.8
BANKRUPTCY	62	62.9	39	34	2	3	-	-	7.7
ADMINISTRATIVE APPEALS	167	58.1	97	79	6	7	5	-	7.2
ORIGINAL PROCEEDINGS <sup>3</sup>	319	91.8	293	283	8	2	-	-	-
<b>FIFTH CIRCUIT</b>	<b>8,844</b>	<b>46.3</b>	<b>4,096</b>	<b>3,194</b>	<b>535</b>	<b>325</b>	<b>42</b>	<b>-</b>	<b>8.7</b>
CRIMINAL	2,307	74.3	1,714	1,358	256	82	18	-	4.8
U.S. PRISONER PETITIONS	912	28.3	258	202	37	19	-	-	7.4
OTHER U.S. CIVIL	367	54.2	199	161	13	22	3	-	11.1
PRIV. PRISONER PETITIONS	2,477	20.5	507	269	183	50	5	-	9.9
OTHER PRIVATE CIVIL	1,684	49.2	829	651	37	131	10	-	15.8
BANKRUPTCY	145	55.9	81	69	2	8	2	-	9.9
ADMINISTRATIVE APPEALS	322	29.2	94	82	1	7	4	-	7.4
ORIGINAL PROCEEDINGS <sup>3</sup>	630	65.7	414	402	6	6	-	-	-
<b>SIXTH CIRCUIT</b>	<b>4,527</b>	<b>51.2</b>	<b>2,320</b>	<b>2,086</b>	<b>33</b>	<b>192</b>	<b>8</b>	<b>1</b>	<b>9.3</b>
CRIMINAL	859	70.0	601	554	6	38	3	-	6.3
U.S. PRISONER PETITIONS	388	31.7	123	119	-	3	1	-	2.4
OTHER U.S. CIVIL	275	65.5	180	161	1	17	1	-	9.4
PRIV. PRISONER PETITIONS	1,122	35.6	399	362	-	35	1	1	8.8
OTHER PRIVATE CIVIL	1,290	50.3	649	553	6	89	1	-	13.7
BANKRUPTCY	60	53.3	32	28	1	3	-	-	9.4
ADMINISTRATIVE APPEALS	172	45.9	79	68	3	7	1	-	8.9
ORIGINAL PROCEEDINGS <sup>3</sup>	361	71.2	257	241	16	-	-	-	-
<b>SEVENTH CIRCUIT</b>	<b>3,355</b>	<b>43.2</b>	<b>1,451</b>	<b>1,123</b>	<b>78</b>	<b>207</b>	<b>12</b>	<b>31</b>	<b>15.8</b>
CRIMINAL	551	60.4	333	232	71	24	2	4	7.2
U.S. PRISONER PETITIONS	401	27.9	112	79	-	30	-	3	26.8
OTHER U.S. CIVIL	178	59.0	105	87	1	14	1	2	13.3
PRIV. PRISONER PETITIONS	762	28.6	218	169	-	40	2	7	18.3
OTHER PRIVATE CIVIL	1,122	41.5	466	368	-	86	4	8	18.5
BANKRUPTCY	51	43.1	22	16	1	3	-	2	13.6
ADMINISTRATIVE APPEALS	115	42.6	49	32	-	9	3	5	18.4
ORIGINAL PROCEEDINGS <sup>3</sup>	175	83.4	146	140	5	1	-	-	-

**Table B-5. (March 31, 2003—Continued)**

Circuit and Nature of Proceeding	Total Appeals Terminated <sup>1</sup>	Terminations on the Merits							Percent Reversed <sup>2</sup>
		Percent of Total Terminations	Total	Affirmed/Enforced	Dismissed	Reversed	Remanded	Other	
<b>EIGHTH CIRCUIT</b>	<b>2,984</b>	<b>59.8</b>	<b>1,785</b>	<b>1,522</b>	<b>108</b>	<b>122</b>	<b>31</b>	<b>2</b>	<b>7.9</b>
CRIMINAL	616	76.8	473	408	27	25	12	1	5.3
U.S. PRISONER PETITIONS	366	37.2	136	122	8	4	2	-	2.9
OTHER U.S. CIVIL	196	67.9	133	112	4	13	4	-	9.8
PRIV. PRISONER PETITIONS	631	36.1	228	203	9	13	2	1	5.7
OTHER PRIVATE CIVIL	700	63.7	446	363	24	55	4	-	12.3
BANKRUPTCY	46	78.3	36	23	9	4	-	-	11.1
ADMINISTRATIVE APPEALS	144	50.7	73	37	22	7	7	-	9.6
ORIGINAL PROCEEDINGS <sup>3</sup>	285	91.2	260	254	5	1	-	-	-
<b>NINTH CIRCUIT</b>	<b>10,766</b>	<b>49.5</b>	<b>5,334</b>	<b>4,014</b>	<b>398</b>	<b>484</b>	<b>318</b>	<b>120</b>	<b>10.0</b>
CRIMINAL	2,061	72.1	1,487	1,194	131	81	79	2	5.4
U.S. PRISONER PETITIONS	770	30.1	232	195	9	15	12	1	6.5
OTHER U.S. CIVIL	683	55.5	379	286	14	66	12	1	17.4
PRIV. PRISONER PETITIONS	2,250	31.2	701	578	16	60	47	-	8.6
OTHER PRIVATE CIVIL	2,435	49.7	1,209	918	40	196	47	8	16.2
BANKRUPTCY	266	52.3	139	112	8	15	3	1	10.8
ADMINISTRATIVE APPEALS	1,710	36.5	625	179	177	44	118	107	7.0
ORIGINAL PROCEEDINGS <sup>3</sup>	591	95.1	562	552	3	7	-	-	-
<b>TENTH CIRCUIT</b>	<b>2,633</b>	<b>56.8</b>	<b>1,495</b>	<b>1,095</b>	<b>199</b>	<b>155</b>	<b>43</b>	<b>3</b>	<b>11.2</b>
CRIMINAL	473	78.6	372	296	32	25	19	-	6.7
U.S. PRISONER PETITIONS	313	52.7	165	95	56	9	5	-	5.5
OTHER U.S. CIVIL	194	71.1	138	103	4	26	5	-	18.8
PRIV. PRISONER PETITIONS	621	43.2	268	163	72	25	5	3	9.3
OTHER PRIVATE CIVIL	708	49.6	351	267	14	61	9	-	17.4
BANKRUPTCY	36	58.3	21	17	1	3	-	-	14.3
ADMINISTRATIVE APPEALS	91	53.8	49	27	18	4	-	-	8.2
ORIGINAL PROCEEDINGS <sup>3</sup>	197	66.5	131	127	2	2	-	-	-
<b>ELEVENTH CIRCUIT</b>	<b>7,620</b>	<b>43.7</b>	<b>3,330</b>	<b>2,749</b>	<b>251</b>	<b>304</b>	<b>17</b>	<b>9</b>	<b>10.0</b>
CRIMINAL	1,821	70.2	1,278	1,122	69	78	5	4	6.1
U.S. PRISONER PETITIONS	1,060	18.8	199	156	18	22	2	1	11.1
OTHER U.S. CIVIL	388	57.2	222	193	5	21	1	2	9.5
PRIV. PRISONER PETITIONS	1,687	22.4	378	215	120	42	-	1	11.1
OTHER PRIVATE CIVIL	1,802	44.7	805	638	32	126	8	1	15.7
BANKRUPTCY	82	45.1	37	27	3	7	-	-	18.9
ADMINISTRATIVE APPEALS	285	24.2	69	61	3	4	1	-	5.8
ORIGINAL PROCEEDINGS <sup>3</sup>	495	69.1	342	337	1	4	-	-	-

NOTE: THIS TABLE DOES NOT INCLUDE DATA FOR THE U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT.

<sup>1</sup> TOTALS INCLUDE REOPENED, REMANDED, AND REINSTATED APPEALS AS WELL AS ORIGINAL APPEALS.

<sup>2</sup> PERCENT NOT SHOWN WHERE THE TOTAL NUMBER OF CASES TERMINATED ON THE MERITS IS LESS THAN 10. NO PERCENTAGES OF CASES REVERSED OR DENIED HAVE BEEN COMPUTED FOR ORIGINAL PROCEEDINGS BECAUSE OF THEIR DIFFERENCE FROM APPEALS, NOR HAVE THEY BEEN INCLUDED IN THE PERCENTAGE OF TOTAL APPEALS REVERSED.

<sup>3</sup> BEGINNING OCTOBER 1, 1998, DATA ARE REPORTED FOR TYPES OF PROCEEDINGS PREVIOUSLY NOT PRESENTED IN THIS TABLE.