

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, 2020

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	48,300	2,725	62.3	30,071	20,002	2,983	2,843	460	51	3,732	8.8
Criminal	9,952	669	72.4	7,208	5,259	1,139	644	147	19	-	8.9
U.S. Prisoner Petitions	4,094	98	64.8	2,652	876	146	176	35	4	1,415	6.6
Other U.S. Civil	2,479	143	61.7	1,529	1,168	131	196	31	3	-	12.8
Private Prisoner Petitions	7,634	136	60.4	4,613	1,569	467	230	23	7	2,317	5.0
Other Private Civil	12,160	1,276	48.6	5,914	4,662	447	731	67	7	-	12.4
Bankruptcy	678	63	53.7	364	277	43	39	5	-	-	10.7
Administrative Agency Appeals	5,958	289	55.2	3,287	2,546	332	246	152	11	-	7.5
Original Proceedings and Miscellaneous Applications	5,345	51	84.3	4,504	3,645	278	581	-	-	-	-
DC	972	143	47.9	466	357	30	70	5	-	4	15.3
Criminal	71	9	53.5	38	31	1	4	2	-	-	10.5
U.S. Prisoner Petitions	109	1	38.5	42	33	-	4	2	-	3	9.5
Other U.S. Civil	253	21	60.9	154	119	5	29	1	-	-	18.8
Private Prisoner Petitions	8	-	-	1	-	-	-	-	-	1	-
Other Private Civil	146	12	62.3	91	78	3	10	-	-	-	11.0
Bankruptcy	1	-	-	-	-	-	-	-	-	-	-
Administrative Agency Appeals	303	99	30.4	92	60	15	17	-	-	-	18.5
Original Proceedings and Miscellaneous Applications	81	1	59.3	48	36	6	6	-	-	-	-

Table B-5. (September 30, 2020—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	1,236	51	71.8	887	569	93	94	12	5	114	9.2
Criminal	357	27	67.5	241	184	22	30	5	-	-	12.4
U.S. Prisoner Petitions	132	-	88.6	117	15	10	5	1	-	86	4.3
Other U.S. Civil	66	1	65.2	43	31	9	3	-	-	-	7.0
Private Prisoner Petitions	79	-	84.8	67	29	7	1	1	1	28	1.5
Other Private Civil	352	14	63.1	222	176	24	21	-	1	-	9.5
Bankruptcy	38	3	63.2	24	17	2	3	2	-	-	12.5
Administrative Agency Appeals	83	6	61.4	51	30	8	7	3	3	-	13.7
Original Proceedings and Miscellaneous Applications	129	-	94.6	122	87	11	24	-	-	-	-
2nd	4,496	215	54.5	2,452	1,535	391	344	38	-	144	10.6
Criminal	695	70	73.5	511	367	85	38	21	-	-	7.4
U.S. Prisoner Petitions	230	12	64.3	148	15	31	26	3	-	73	17.6
Other U.S. Civil	243	10	58.0	141	77	37	24	3	-	-	17.0
Private Prisoner Petitions	387	2	56.3	218	61	67	19	-	-	71	8.7
Other Private Civil	1,798	66	35.9	645	445	130	67	3	-	-	10.4
Bankruptcy	60	5	56.7	34	27	5	1	1	-	-	2.9
Administrative Agency Appeals	675	24	60.9	411	320	36	48	7	-	-	11.7
Original Proceedings and Miscellaneous Applications	408	26	84.3	344	223	-	121	-	-	-	-

Table B-5. (September 30, 2020—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	3,574	637	55.8	1,996	1,291	67	211	55	3	369	9.5
Criminal	455	28	70.5	321	260	14	34	12	1	-	10.6
U.S. Prisoner Petitions	320	-	67.5	216	81	9	14	8	1	103	6.5
Other U.S. Civil	151	11	56.3	85	74	1	9	1	-	-	10.6
Private Prisoner Petitions	556	5	75.0	417	123	5	21	2	-	266	5.0
Other Private Civil	1,345	563	35.4	476	399	10	61	6	-	-	12.8
Bankruptcy	49	8	61.2	30	27	1	2	-	-	-	6.7
Administrative Agency Appeals	366	18	56.6	207	146	9	25	26	1	-	12.1
Original Proceedings and Miscellaneous Applications	332	4	73.5	244	181	18	45	-	-	-	-
4th	4,200	161	65.9	2,768	1,977	127	201	66	-	397	8.2
Criminal	1,139	70	75.2	857	646	80	102	29	-	-	11.9
U.S. Prisoner Petitions	713	16	63.1	450	170	7	21	8	-	244	4.7
Other U.S. Civil	179	13	65.4	117	103	4	8	2	-	-	6.8
Private Prisoner Petitions	701	12	47.9	336	159	9	14	1	-	153	4.2
Other Private Civil	682	32	60.4	412	357	15	35	5	-	-	8.5
Bankruptcy	70	3	34.3	24	19	2	3	-	-	-	12.5
Administrative Agency Appeals	186	10	63.4	118	83	7	7	21	-	-	5.9
Original Proceedings and Miscellaneous Applications	530	5	85.7	454	440	3	11	-	-	-	-

Table B-5. (September 30, 2020—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	6,154	569	60.3	3,710	2,375	680	238	61	-	356	5.8
Criminal	1,962	196	77.4	1,519	899	541	51	28	-	-	3.4
U.S. Prisoner Petitions	424	29	59.0	250	97	28	10	2	-	113	4.0
Other U.S. Civil	195	24	44.1	86	74	3	7	2	-	-	8.1
Private Prisoner Petitions	930	69	48.7	453	138	51	20	1	-	243	4.4
Other Private Civil	1,377	218	45.7	629	506	41	79	3	-	-	12.6
Bankruptcy	85	8	68.2	58	44	4	10	-	-	-	17.2
Administrative Agency Appeals	517	17	40.6	210	172	4	9	25	-	-	4.3
Original Proceedings and Miscellaneous Applications	664	8	76.1	505	445	8	52	-	-	-	-
6th	4,347	187	69.0	3,000	2,042	116	327	17	1	497	11.5
Criminal	1,031	45	73.2	755	595	57	97	6	-	-	12.8
U.S. Prisoner Petitions	443	10	69.1	306	105	7	40	-	-	154	13.1
Other U.S. Civil	158	10	63.9	101	84	1	15	1	-	-	14.9
Private Prisoner Petitions	829	9	69.4	575	184	11	35	1	1	343	6.1
Other Private Civil	927	88	54.9	509	403	20	83	3	-	-	16.3
Bankruptcy	30	8	46.7	14	11	-	3	-	-	-	21.4
Administrative Agency Appeals	213	13	69.5	148	123	14	5	6	-	-	3.4
Original Proceedings and Miscellaneous Applications	716	4	82.7	592	537	6	49	-	-	-	-

Table B-5. (September 30, 2020—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	2,525	118	53.9	1,360	922	77	143	30	23	165	11.2
Criminal	498	40	52.8	263	162	50	33	9	9	-	12.5
U.S. Prisoner Petitions	213	8	51.2	109	34	-	5	1	1	68	4.6
Other U.S. Civil	178	10	55.1	98	71	-	17	8	2	-	17.3
Private Prisoner Petitions	553	6	41.2	228	105	3	20	-	3	97	8.8
Other Private Civil	691	46	49.2	340	289	5	36	6	4	-	10.6
Bankruptcy	30	2	43.3	13	5	1	6	1	-	-	46.2
Administrative Agency Appeals	84	5	57.1	48	28	5	6	5	4	-	12.5
Original Proceedings and Miscellaneous Applications	278	1	93.9	261	228	13	20	-	-	-	-
8th	2,998	123	76.1	2,281	1,749	120	109	8	3	292	4.6
Criminal	964	35	81.1	782	682	74	23	3	-	-	2.9
U.S. Prisoner Petitions	309	11	77.3	239	66	7	4	1	-	161	1.7
Other U.S. Civil	129	3	81.4	105	96	3	5	-	1	-	4.8
Private Prisoner Petitions	536	15	66.4	356	199	17	6	3	-	131	1.7
Other Private Civil	541	41	66.0	357	300	12	44	1	-	-	12.3
Bankruptcy	19	4	57.9	11	7	-	4	-	-	-	36.4
Administrative Agency Appeals	135	14	57.0	77	67	5	3	-	2	-	3.9
Original Proceedings and Miscellaneous Applications	365	-	97.0	354	332	2	20	-	-	-	-

Table B-5. (September 30, 2020—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	10,504	353	63.6	6,680	4,430	776	632	59	1	782	9.9
Criminal	1,208	74	68.5	828	573	90	156	9	-	-	18.8
U.S. Prisoner Petitions	445	8	72.4	322	125	34	15	3	-	145	4.7
Other U.S. Civil	615	33	65.5	403	284	57	59	3	-	-	14.6
Private Prisoner Petitions	1,842	6	69.2	1,275	352	209	75	2	-	637	5.9
Other Private Civil	2,522	131	54.3	1,370	1,023	149	188	10	-	-	13.7
Bankruptcy	197	21	54.3	107	85	18	4	-	-	-	3.7
Administrative Agency Appeals	2,888	80	57.1	1,650	1,327	200	90	32	1	-	5.5
Original Proceedings and Miscellaneous Applications	787	-	92.1	725	661	19	45	-	-	-	-
10th	1,794	19	68.8	1,234	729	79	194	78	-	154	7.0
Criminal	337	2	71.8	242	158	45	19	20	-	-	7.9
U.S. Prisoner Petitions	184	-	70.1	129	49	2	3	5	-	70	2.3
Other U.S. Civil	110	3	73.6	81	67	2	5	7	-	-	6.2
Private Prisoner Petitions	277	-	65.0	180	79	6	4	7	-	84	2.2
Other Private Civil	487	12	56.9	277	219	9	25	24	-	-	9.0
Bankruptcy	22	1	77.3	17	9	4	3	1	-	-	17.6
Administrative Agency Appeals	125	-	63.2	79	47	7	11	14	-	-	13.9
Original Proceedings and Miscellaneous Applications	252	1	90.9	229	101	4	124	-	-	-	-

Table B-5. (September 30, 2020—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	5,500	149	58.9	3,237	2,026	427	280	31	15	458	8.3
Criminal	1,235	73	68.9	851	702	80	57	3	9	-	6.7
U.S. Prisoner Petitions	572	3	56.6	324	86	11	29	1	2	195	9.0
Other U.S. Civil	202	4	56.9	115	88	9	15	3	-	-	13.0
Private Prisoner Petitions	936	12	54.2	507	140	82	15	5	2	263	3.0
Other Private Civil	1,292	53	45.4	586	467	29	82	6	2	-	14.0
Bankruptcy	77	-	41.6	32	26	6	-	-	-	-	-
Administrative Agency Appeals	383	3	51.2	196	143	22	18	13	-	-	9.2
Original Proceedings and Miscellaneous Applications	803	1	78.0	626	374	188	64	-	-	-	-

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.