

**Table B-1.**  
**U.S. Courts of Appeals—Appeals Commenced, Terminated, and Pending, by Circuit,**  
**During the 12-Month Period Ending September 30, 2009**

Circuit and Nature of Proceeding	Cases Pending Oct. 1, 2008 <sup>1</sup>	Cases Commenced			Cases Terminated								Cases Pending Sept. 30, 2009
					Total	Original	Reopened <sup>2</sup>	Total	Cases Disposed of by Consolidation	Procedural Terminations			
		Total	By Judge	By Staff						Total	After Oral Hearing	After Submission on Briefs	
<b>ALL CIRCUITS</b>	<b>53,332</b>	<b>57,740</b>	<b>56,140</b>	<b>1,600</b>	<b>60,508</b>	<b>2,319</b>	<b>28,029</b>	<b>13,198</b>	<b>14,831</b>	<b>30,160</b>	<b>8,593</b>	<b>21,567</b>	<b>50,564</b>
CRIMINAL	13,102	13,710	13,450	260	13,974	723	3,507	1,006	2,501	9,744	2,363	7,381	12,838
U.S. PRISONER PETITIONS	3,153	5,467	5,303	164	5,405	62	3,592	2,169	1,423	1,751	148	1,603	3,215
OTHER U.S. CIVIL	2,598	2,943	2,853	90	3,147	164	1,283	386	897	1,700	729	971	2,394
PRIV. PRISONER PETITIONS	7,476	10,782	10,488	294	10,343	58	7,674	4,947	2,727	2,611	623	1,988	7,915
OTHER PRIVATE CIVIL	10,730	11,775	11,446	329	12,272	761	5,291	1,514	3,777	6,220	3,564	2,656	10,233
BANKRUPTCY	788	793	762	31	893	87	373	145	228	433	235	198	688
ADMINISTRATIVE APPEALS	14,622	8,570	8,164	406	10,889	447	4,906	2,092	2,814	5,536	906	4,630	12,303
ORIGINAL PROCEEDINGS	863	3,700	3,674	26	3,585	17	1,403	939	464	2,165	25	2,140	978
<b>DISTRICT OF COLUMBIA</b>	<b>1,569</b>	<b>1,097</b>	<b>1,077</b>	<b>20</b>	<b>1,361</b>	<b>214</b>	<b>586</b>	<b>281</b>	<b>305</b>	<b>561</b>	<b>267</b>	<b>294</b>	<b>1,305</b>
CRIMINAL	188	112	108	4	105	13	45	8	37	47	34	13	195
U.S. PRISONER PETITIONS	268	174	170	4	155	18	79	33	46	58	8	50	287
OTHER U.S. CIVIL	233	249	243	6	282	25	87	18	69	170	72	98	200
PRIV. PRISONER PETITIONS	6	21	21	-	15	-	7	3	4	8	1	7	12
OTHER PRIVATE CIVIL	108	131	127	4	150	16	45	8	37	89	30	59	89
BANKRUPTCY	4	3	3	-	3	-	2	-	2	1	-	1	4
ADMINISTRATIVE APPEALS	744	324	323	1	582	142	296	203	93	144	117	27	486
ORIGINAL PROCEEDINGS	18	83	82	1	69	-	25	8	17	44	5	39	32
<b>FIRST CIRCUIT</b>	<b>1,468</b>	<b>1,746</b>	<b>1,740</b>	<b>6</b>	<b>1,750</b>	<b>66</b>	<b>635</b>	<b>178</b>	<b>457</b>	<b>1,049</b>	<b>323</b>	<b>726</b>	<b>1,464</b>
CRIMINAL	637	554	554	-	658	35	181	11	170	442	123	319	533
U.S. PRISONER PETITIONS	83	122	122	-	120	-	73	49	24	47	10	37	85
OTHER U.S. CIVIL	82	100	98	2	102	3	29	2	27	70	35	35	80
PRIV. PRISONER PETITIONS	124	168	168	-	172	2	106	71	35	64	18	46	120
OTHER PRIVATE CIVIL	311	491	490	1	395	21	166	25	141	208	125	83	407
BANKRUPTCY	35	53	53	-	43	2	22	4	18	19	6	13	45
ADMINISTRATIVE APPEALS	170	190	187	3	197	3	55	14	41	139	5	134	163
ORIGINAL PROCEEDINGS	26	68	68	-	63	-	3	2	1	60	1	59	31

**Table B-1. (September 30, 2009—Continued)**

Circuit and Nature of Proceeding	Cases Pending Oct. 1, 2008 <sup>1</sup>	Cases Commenced			Cases Terminated								Cases Pending Sept. 30, 2009
		Total	Original	Reopened <sup>2</sup>	Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits			
							Total	By Judge	By Staff	Total	After Oral Hearing	After Submission on Briefs	
<b>SECOND CIRCUIT</b>	<b>6,163</b>	<b>5,747</b>	<b>5,496</b>	<b>251</b>	<b>6,816</b>	<b>350</b>	<b>3,236</b>	<b>1,435</b>	<b>1,801</b>	<b>3,230</b>	<b>1,262</b>	<b>1,968</b>	<b>5,094</b>
CRIMINAL	1,054	938	913	25	1,007	152	291	108	183	564	274	290	985
U.S. PRISONER PETITIONS	132	179	165	14	212	-	185	115	70	27	19	8	99
OTHER U.S. CIVIL	227	238	230	8	255	8	133	61	72	114	81	33	210
PRIV. PRISONER PETITIONS	529	672	652	20	783	4	649	429	220	130	79	51	418
OTHER PRIVATE CIVIL	1,621	1,660	1,603	57	1,752	114	889	282	607	749	624	125	1,529
BANKRUPTCY	91	130	127	3	145	11	83	59	24	51	42	9	76
ADMINISTRATIVE APPEALS	2,471	1,705	1,584	121	2,448	57	967	362	605	1,424	143	1,281	1,728
ORIGINAL PROCEEDINGS	38	225	222	3	214	4	39	19	20	171	-	171	49
<b>THIRD CIRCUIT</b>	<b>3,647</b>	<b>3,750</b>	<b>3,681</b>	<b>69</b>	<b>3,997</b>	<b>29</b>	<b>1,635</b>	<b>712</b>	<b>923</b>	<b>2,333</b>	<b>369</b>	<b>1,964</b>	<b>3,400</b>
CRIMINAL	1,069	807	802	5	925	1	174	43	131	750	84	666	951
U.S. PRISONER PETITIONS	219	259	255	4	333	1	210	143	67	122	13	109	145
OTHER U.S. CIVIL	158	185	182	3	203	-	81	21	60	122	23	99	140
PRIV. PRISONER PETITIONS	423	641	628	13	683	2	486	343	143	195	34	161	381
OTHER PRIVATE CIVIL	1,025	909	897	12	1,014	23	400	75	325	591	175	416	920
BANKRUPTCY	82	77	74	3	73	1	35	9	26	37	10	27	86
ADMINISTRATIVE APPEALS	629	654	627	27	566	1	220	72	148	345	28	317	717
ORIGINAL PROCEEDINGS	42	218	216	2	200	-	29	6	23	171	2	169	60
<b>FOURTH CIRCUIT</b>	<b>3,314</b>	<b>5,311</b>	<b>5,261</b>	<b>50</b>	<b>5,282</b>	<b>169</b>	<b>2,187</b>	<b>916</b>	<b>1,271</b>	<b>2,926</b>	<b>353</b>	<b>2,573</b>	<b>3,343</b>
CRIMINAL	1,078	1,240	1,229	11	1,095	43	171	34	137	881	98	783	1,223
U.S. PRISONER PETITIONS	735	1,563	1,545	18	1,573	18	791	391	400	764	10	754	725
OTHER U.S. CIVIL	163	200	199	1	252	38	85	36	49	129	30	99	111
PRIV. PRISONER PETITIONS	464	836	826	10	881	2	657	322	335	222	22	200	419
OTHER PRIVATE CIVIL	552	754	749	5	766	42	309	79	230	415	162	253	540
BANKRUPTCY	29	53	53	-	50	13	13	4	9	24	9	15	32
ADMINISTRATIVE APPEALS	257	303	299	4	342	13	116	36	80	213	22	191	218
ORIGINAL PROCEEDINGS	36	362	361	1	323	-	45	14	31	278	-	278	75
<b>FIFTH CIRCUIT</b>	<b>5,038</b>	<b>7,246</b>	<b>6,875</b>	<b>371</b>	<b>7,355</b>	<b>123</b>	<b>3,643</b>	<b>1,612</b>	<b>2,031</b>	<b>3,589</b>	<b>979</b>	<b>2,610</b>	<b>4,929</b>
CRIMINAL	1,993	2,524	2,437	87	2,342	30	677	145	532	1,635	267	1,368	2,175
U.S. PRISONER PETITIONS	314	535	491	44	538	1	421	238	183	116	11	105	311
OTHER U.S. CIVIL	185	301	278	23	323	9	150	31	119	164	65	99	163
PRIV. PRISONER PETITIONS	1,083	1,709	1,601	108	1,789	3	1,473	885	588	313	55	258	1,003
OTHER PRIVATE CIVIL	906	1,189	1,116	73	1,291	62	474	132	342	755	492	263	804
BANKRUPTCY	75	100	90	10	112	11	49	9	40	52	39	13	63
ADMINISTRATIVE APPEALS	407	492	478	14	556	5	291	169	122	260	47	213	343
ORIGINAL PROCEEDINGS	75	396	384	12	404	2	108	3	105	294	3	291	67

**Table B-1. (September 30, 2009—Continued)**

Circuit and Nature of Proceeding	Cases Pending Oct. 1, 2008 <sup>1</sup>	Cases Commenced			Cases Terminated								Cases Pending Sept. 30, 2009
		Total	Original	Reopened <sup>2</sup>	Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits			
							Total	By Judge	By Staff	Total	After Oral Hearing	After Submission on Briefs	
<b>SIXTH CIRCUIT</b>	<b>4,450</b>	<b>4,859</b>	<b>4,785</b>	<b>74</b>	<b>4,812</b>	<b>221</b>	<b>2,223</b>	<b>1,025</b>	<b>1,198</b>	<b>2,368</b>	<b>881</b>	<b>1,487</b>	<b>4,497</b>
CRIMINAL	1,412	1,255	1,241	14	1,134	58	356	115	241	720	254	466	1,533
U.S. PRISONER PETITIONS	198	309	295	14	292	4	209	129	80	79	13	66	215
OTHER U.S. CIVIL	222	235	230	5	248	13	138	62	76	97	42	55	209
PRIV. PRISONER PETITIONS	860	1,111	1,086	25	1,068	19	747	542	205	302	89	213	903
OTHER PRIVATE CIVIL	1,111	1,083	1,074	9	1,233	93	550	113	437	590	387	203	961
BANKRUPTCY	66	54	54	-	65	9	18	6	12	38	24	14	55
ADMINISTRATIVE APPEALS	420	421	416	5	441	18	137	54	83	286	68	218	400
ORIGINAL PROCEEDINGS	161	391	389	2	331	7	68	4	64	256	4	252	221
<b>SEVENTH CIRCUIT</b>	<b>2,272</b>	<b>3,337</b>	<b>3,265</b>	<b>72</b>	<b>3,435</b>	<b>193</b>	<b>1,601</b>	<b>572</b>	<b>1,029</b>	<b>1,641</b>	<b>778</b>	<b>863</b>	<b>2,174</b>
CRIMINAL	663	640	635	5	695	69	164	47	117	462	272	190	608
U.S. PRISONER PETITIONS	282	546	525	21	592	11	347	166	181	234	21	213	236
OTHER U.S. CIVIL	106	148	143	5	161	11	49	9	40	101	68	33	93
PRIV. PRISONER PETITIONS	293	668	646	22	626	6	491	194	297	129	46	83	335
OTHER PRIVATE CIVIL	667	929	911	18	911	72	420	93	327	419	273	146	685
BANKRUPTCY	47	59	59	-	51	9	13	2	11	29	22	7	55
ADMINISTRATIVE APPEALS	198	160	159	1	212	15	77	36	41	120	76	44	146
ORIGINAL PROCEEDINGS	16	187	187	-	187	-	40	25	15	147	-	147	16
<b>EIGHTH CIRCUIT</b>	<b>1,962</b>	<b>3,113</b>	<b>3,084</b>	<b>29</b>	<b>3,140</b>	<b>159</b>	<b>927</b>	<b>532</b>	<b>395</b>	<b>2,054</b>	<b>549</b>	<b>1,505</b>	<b>1,935</b>
CRIMINAL	736	1,155	1,142	13	1,165	68	182	67	115	915	222	693	726
U.S. PRISONER PETITIONS	117	283	279	4	268	4	191	168	23	73	12	61	132
OTHER U.S. CIVIL	132	165	163	2	171	13	40	9	31	118	48	70	126
PRIV. PRISONER PETITIONS	303	550	549	1	543	7	320	238	82	216	29	187	310
OTHER PRIVATE CIVIL	457	577	569	8	559	42	148	37	111	369	195	174	475
BANKRUPTCY	36	20	20	-	42	15	2	1	1	25	15	10	14
ADMINISTRATIVE APPEALS	136	106	105	1	131	7	35	8	27	89	28	61	111
ORIGINAL PROCEEDINGS	45	257	257	-	261	3	9	4	5	249	-	249	41

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		Total	Original	Reopened <sup>2</sup>	Total	Cases Disposed of by Consolidation	Procedural Terminations			Terminations on the Merits			
							Total	By Judge	By Staff	Total	After Oral Hearing	After Submission on Briefs	
<b>NINTH CIRCUIT</b>	<b>17,913</b>	<b>12,211</b>	<b>11,910</b>	<b>301</b>	<b>12,818</b>	<b>487</b>	<b>6,822</b>	<b>3,632</b>	<b>3,190</b>	<b>5,509</b>	<b>1,848</b>	<b>3,661</b>	<b>17,306</b>
CRIMINAL	1,972	1,682	1,658	24	1,644	82	452	128	324	1,110	393	717	2,010
U.S. PRISONER PETITIONS	459	539	532	7	423	4	346	253	93	73	20	53	575
OTHER U.S. CIVIL	812	623	616	7	655	27	242	64	178	386	197	189	780
PRIV. PRISONER PETITIONS	2,716	2,694	2,665	29	2,087	8	1,451	1,087	364	628	180	448	3,323
OTHER PRIVATE CIVIL	2,637	2,095	2,055	40	2,202	177	953	266	687	1,072	671	401	2,530
BANKRUPTCY	254	145	140	5	203	14	85	30	55	104	50	54	196
ADMINISTRATIVE APPEALS	8,746	3,542	3,355	187	4,687	174	2,435	1,044	1,391	2,078	330	1,748	7,601
ORIGINAL PROCEEDINGS	317	891	889	2	917	1	858	760	98	58	7	51	291
<b>TENTH CIRCUIT</b>	<b>1,700</b>	<b>2,328</b>	<b>2,296</b>	<b>32</b>	<b>2,376</b>	<b>47</b>	<b>898</b>	<b>433</b>	<b>465</b>	<b>1,431</b>	<b>486</b>	<b>945</b>	<b>1,652</b>
CRIMINAL	523	599	587	12	656	6	106	39	67	544	193	351	466
U.S. PRISONER PETITIONS	124	296	296	-	273	1	189	114	75	83	5	78	147
OTHER U.S. CIVIL	129	157	157	-	145	3	50	9	41	92	33	59	141
PRIV. PRISONER PETITIONS	222	418	415	3	431	2	290	201	89	139	23	116	209
OTHER PRIVATE CIVIL	546	585	570	15	601	31	185	37	148	385	210	175	530
BANKRUPTCY	25	38	38	-	30	-	10	5	5	20	8	12	33
ADMINISTRATIVE APPEALS	87	94	93	1	97	4	25	7	18	68	12	56	84
ORIGINAL PROCEEDINGS	44	141	140	1	143	-	43	21	22	100	2	98	42
<b>ELEVENTH CIRCUIT</b>	<b>3,836</b>	<b>6,995</b>	<b>6,670</b>	<b>325</b>	<b>7,366</b>	<b>261</b>	<b>3,636</b>	<b>1,870</b>	<b>1,766</b>	<b>3,469</b>	<b>498</b>	<b>2,971</b>	<b>3,465</b>
CRIMINAL	1,777	2,204	2,144	60	2,548	166	708	261	447	1,674	149	1,525	1,433
U.S. PRISONER PETITIONS	222	662	628	34	626	-	551	370	181	75	6	69	258
OTHER U.S. CIVIL	149	342	314	28	350	14	199	64	135	137	35	102	141
PRIV. PRISONER PETITIONS	453	1,294	1,231	63	1,265	3	997	632	365	265	47	218	482
OTHER PRIVATE CIVIL	789	1,372	1,285	87	1,398	68	752	367	385	578	220	358	763
BANKRUPTCY	44	61	51	10	76	2	41	16	25	33	10	23	29
ADMINISTRATIVE APPEALS	357	579	538	41	630	8	252	87	165	370	30	340	306
ORIGINAL PROCEEDINGS	45	481	479	2	473	-	136	73	63	337	1	336	53

Note: This table includes appeals reopened and remanded as well as original appeals. This table does not include data for the U.S. Court of Appeals for the Federal Circuit.

<sup>1</sup> Revised.

<sup>2</sup> Beginning in 2007, the category entitled "reopened," which includes all reopened appeals, has replaced the category entitled "reinstated." Therefore, data on reopened cases for 2007 and thereafter are not comparable to data published previously on reinstated cases.