

**Table C-2.**  
**U.S. District Courts—Civil Cases Commenced, by Basis of Jurisdiction**  
**and Nature of Suit, During the 12-Month Period Ending December 31, 2004 and 2005**

Nature of Suit	2004	2005					
		Total	U.S. Cases		Private Cases		
			Plaintiff	Defendant	Federal Question	Diversity of Citizenship	Local Jurisdiction
<b>TOTAL CASES</b>	<b>276,942</b>	<b>245,575</b>	<b>9,937</b>	<b>39,522</b>	<b>136,693</b>	<b>59,423</b>	<b>-</b>
<b>CONTRACT ACTIONS, TOTAL</b>	<b>28,840</b>	<b>27,593</b>	<b>2,930</b>	<b>317</b>	<b>5,112</b>	<b>19,234</b>	<b>-</b>
INSURANCE	8,127	7,786	22	47	1,162	6,555	-
MARINE	1,578	1,438	5	13	1,332	88	-
MILLER ACT	372	394	120	6	268	-	-
NEGOTIABLE INSTRUMENTS	423	422	40	5	58	319	-
RECOVERY OF OVERPAYMENTS AND							
ENFORCEMENT OF JUDGMENTS	3,077	2,988	2,603	114	169	102	-
DEFAULTED STUDENT LOANS	2,680	2,565	2,541	24	-	-	-
VETERANS' OVERPAYMENT	18	10	8	2	-	-	-
OTHER	379	413	54	88	169	102	-
OTHER CONTRACT ACTIONS	15,263	14,565	140	132	2,123	12,170	-
<b>REAL PROPERTY ACTIONS, TOTAL</b>	<b>5,386</b>	<b>4,468</b>	<b>1,796</b>	<b>290</b>	<b>725</b>	<b>1,657</b>	<b>-</b>
CONDEMNATION OF LAND	194	256	169	8	65	14	-
FORECLOSURE	3,941	2,860	1,561	138	267	894	-
RENT, LEASE, AND EJECTMENT	138	158	9	6	51	92	-
TORTS TO LAND, INCLUDING							
PRODUCT LIABILITY	336	407	24	34	92	257	-
OTHER REAL PROPERTY ACTIONS	777	787	33	104	250	400	-
<b>TORT ACTIONS, TOTAL</b>	<b>52,209</b>	<b>48,764</b>	<b>71</b>	<b>1,962</b>	<b>8,622</b>	<b>38,109</b>	<b>-</b>
<b>PERSONAL INJURY, TOTAL</b>	<b>48,275</b>	<b>44,731</b>	<b>20</b>	<b>1,790</b>	<b>7,241</b>	<b>35,680</b>	<b>-</b>
<b>PERSONAL INJURY/</b>							
<b>PRODUCT LIABILITY, TOTAL</b>	<b>31,807</b>	<b>27,058</b>	<b>-</b>	<b>39</b>	<b>2,782</b>	<b>24,237</b>	<b>-</b>
AIRPLANE	96	78	-	2	20	56	-
MARINE	31	40	-	2	24	14	-
MOTOR VEHICLE	575	604	-	3	37	564	-
ASBESTOS	1,505	1,716	-	9	497	1,210	-
OTHER	29,600	24,620	-	23	2,204	22,393	-
<b>OTHER PERSONAL INJURY, TOTAL</b>	<b>16,468</b>	<b>17,673</b>	<b>20</b>	<b>1,751</b>	<b>4,459</b>	<b>11,443</b>	<b>-</b>
AIRPLANE	385	294	-	13	111	170	-
MARINE	1,835	1,605	5	39	1,330	231	-
MOTOR VEHICLE	4,159	4,092	-	467	255	3,370	-
ASSAULT, LIBEL, AND SLANDER	662	635	-	53	172	410	-
FEDERAL EMPLOYERS LIABILITY ACT	785	736	-	82	654	-	-
MEDICAL MALPRACTICE	1,288	1,188	-	584	-	604	-
OTHER	7,354	9,123	15	513	1,937	6,658	-

**Table C-2. (December 31, 2005—Continued)**

Nature of Suit	2004	2005					
		Total	U.S. Cases		Private Cases		
			Plaintiff	Defendant	Federal Question	Diversity of Citizenship	Local Jurisdiction
<b>PERSONAL PROPERTY DAMAGE, TOTAL</b>	<b>3,934</b>	<b>4,033</b>	<b>51</b>	<b>172</b>	<b>1,381</b>	<b>2,429</b>	-
FRAUD, INCLUDING TRUTH IN LENDING	2,470	2,464	37	32	994	1,401	-
OTHER PERSONAL PROPERTY DAMAGE	1,464	1,569	14	140	387	1,028	-
<b>ACTIONS UNDER STATUTES, TOTAL</b>	<b>190,444</b>	<b>164,645</b>	<b>5,121</b>	<b>36,942</b>	<b>122,176</b>	<b>406</b>	-
<b>ANTITRUST</b>	<b>759</b>	<b>820</b>	<b>21</b>	<b>5</b>	<b>794</b>	-	-
<b>BANKRUPTCY, TOTAL</b>	<b>4,023</b>	<b>2,881</b>	<b>10</b>	<b>19</b>	<b>2,852</b>	-	-
APPEAL (28 U.S.C. 158)	2,731	2,353	6	13	2,334	-	-
WITHDRAWAL (28 U.S.C. 157)	1,292	528	4	6	518	-	-
<b>BANKS AND BANKING</b>	<b>382</b>	<b>220</b>	<b>1</b>	<b>12</b>	<b>207</b>	-	-
<b>CIVIL RIGHTS, TOTAL</b>	<b>39,321</b>	<b>34,998</b>	<b>529</b>	<b>2,088</b>	<b>32,160</b>	<b>221</b>	-
VOTING	207	124	9	10	105	-	-
EMPLOYMENT	19,281	16,015	412	1,078	14,392	133	-
HOUSING AND ACCOMMODATIONS	1,210	759	40	27	691	1	-
WELFARE	57	57	-	8	49	-	-
OTHER CIVIL RIGHTS	18,566	18,043	68	965	16,923	87	-
<b>ENVIRONMENTAL MATTERS</b>	<b>962</b>	<b>865</b>	<b>156</b>	<b>241</b>	<b>468</b>	-	-
<b>DEPORTATION</b>	<b>294</b>	<b>169</b>	-	<b>149</b>	<b>20</b>	-	-
<b>PRISONER PETITIONS, TOTAL</b>	<b>57,576</b>	<b>60,045</b>	-	<b>16,738</b>	<b>43,305</b>	<b>2</b>	-
MOTIONS TO VACATE SENTENCE	7,941	9,907	-	9,907	-	-	-
HABEAS CORPUS—GENERAL	24,478	23,737	-	4,939	18,798	-	-
HABEAS CORPUS—DEATH PENALTY	233	233	-	8	225	-	-
MANDAMUS AND OTHER	1,214	1,306	-	669	637	-	-
CIVIL RIGHTS	15,498	16,070	-	967	15,103	-	-
PRISON CONDITION	8,212	8,792	-	248	8,542	2	-
<b>FORFEITURE AND PENALTY, TOTAL</b>	<b>2,157</b>	<b>2,326</b>	<b>2,197</b>	<b>129</b>	-	-	-
AGRICULTURAL ACTS	36	21	7	14	-	-	-
FOOD AND DRUG ACT	43	43	40	3	-	-	-
DRUG-RELATED SEIZURE OF PROPERTY	1,304	1,374	1,330	44	-	-	-
AIR TRAFFIC REGULATIONS	7	4	3	1	-	-	-
OCCUPATIONAL SAFETY AND HEALTH ACT	7	4	4	-	-	-	-
OTHER FORFEITURE AND PENALTY SUITS	760	880	813	67	-	-	-

**Table C-2. (December 31, 2005—Continued)**

Nature of Suit	2004	2005					
		Total	U.S. Cases		Private Cases		
			Plaintiff	Defendant	Federal Question	Diversity of Citizenship	Local Jurisdiction
<b>LABOR LAWS, TOTAL</b>	<b>18,256</b>	<b>17,926</b>	<b>354</b>	<b>117</b>	<b>17,455</b>	-	-
FAIR LABOR STANDARDS ACT	3,653	4,129	138	24	3,967	-	-
LABOR MANAGEMENT RELATIONS ACT	1,606	1,622	22	15	1,585	-	-
LABOR MANAGEMENT REPORTING AND DISCLOSURE ACT	84	79	13	9	57	-	-
RAILWAY LABOR ACT	91	124	-	2	122	-	-
ERISA <sup>1</sup>	11,454	10,691	149	24	10,518	-	-
OTHER LABOR LITIGATION	1,368	1,281	32	43	1,206	-	-
<b>PROTECTED PROPERTY RIGHTS, TOTAL</b>	<b>10,176</b>	<b>12,009</b>	<b>13</b>	<b>7</b>	<b>11,989</b>	-	-
COPYRIGHT	3,773	5,570	-	-	5,570	-	-
PATENT	2,973	2,745	4	7	2,734	-	-
TRADEMARK	3,430	3,694	9	-	3,685	-	-
<b>SECURITIES, COMMODITIES, AND EXCHANGES</b>	<b>2,900</b>	<b>1,867</b>	<b>318</b>	<b>7</b>	<b>1,542</b>	-	-
<b>SOCIAL SECURITY LAWS, TOTAL</b>	<b>16,239</b>	<b>14,563</b>	<b>57</b>	<b>14,506</b>	-	-	-
DISABILITY INSURANCE	7,161	6,784	57	6,727	-	-	-
SUPPLEMENTAL SECURITY INCOME	8,223	7,047	-	7,047	-	-	-
RETIREMENT AND SURVIVORS BENEFITS	781	652	-	652	-	-	-
OTHER	74	80	-	80	-	-	-
<b>RICO <sup>2</sup></b>	<b>839</b>	<b>694</b>	<b>4</b>	-	<b>622</b>	<b>68</b>	-
<b>STATE REAPPORTIONMENT SUITS</b>	<b>7</b>	<b>7</b>	-	-	<b>7</b>	-	-
<b>TAX SUITS</b>	<b>1,340</b>	<b>1,361</b>	<b>653</b>	<b>708</b>	-	-	-
<b>CUSTOMER CHALLENGE</b>	<b>18</b>	<b>16</b>	-	<b>16</b>	-	-	-
<b>FREEDOM OF INFORMATION ACT</b>	<b>417</b>	<b>292</b>	-	<b>251</b>	<b>41</b>	-	-
<b>CONSTITUTIONALITY OF STATE STATUTES</b>	<b>303</b>	<b>325</b>	<b>4</b>	<b>23</b>	<b>256</b>	<b>42</b>	-
<b>OTHER STATUTORY ACTIONS</b>	<b>34,475</b>	<b>13,261</b>	<b>804</b>	<b>1,926</b>	<b>10,458</b>	<b>73</b>	-
<b>OTHER ACTIONS, TOTAL</b>	<b>63</b>	<b>105</b>	<b>19</b>	<b>11</b>	<b>58</b>	<b>17</b>	-

<sup>1</sup> ERISA = EMPLOYEE RETIREMENT INCOME SECURITY ACT.

<sup>2</sup> RICO = RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS.