

**Table B-5A.**

**U.S. Courts of Appeals—Cases Terminated by Procedural Judgments, by Circuit and Nature of Proceeding, During the 12-Month Period Ending September 30, 2016**

Circuit and Nature of Proceeding	Total Terminated	Terminated on Procedural Grounds											
		Total	By Consolidation	By Judge						By Staff			
				Total	Juris. Defects	FRAP 42 <sup>1</sup>	Default	Cert. of Appealability	Other	Total	FRAP 42 <sup>1</sup>	Default	Other
<b>Total</b>	<b>57,744</b>	<b>18,492</b>	<b>131</b>	<b>4,940</b>	<b>3,295</b>	<b>558</b>	<b>75</b>	<b>39</b>	<b>973</b>	<b>13,421</b>	<b>4,709</b>	<b>6,878</b>	<b>1,834</b>
Criminal	11,379	2,987	4	706	386	84	6	-	230	2,277	1,282	901	94
U.S. Prisoner Petitions	3,791	1,235	1	282	226	12	7	22	15	952	144	794	14
Other U.S. Civil	2,604	877	8	202	159	23	4	-	16	667	265	383	19
Private Prisoner Petitions	9,143	3,508	2	1,116	996	18	46	17	39	2,390	285	2,038	67
Other Private Civil	11,554	4,756	100	1,203	841	217	9	-	136	3,453	1,856	1,541	56
Bankruptcy	703	292	3	67	43	16	2	-	6	222	144	73	5
Administrative Agency Appeals	7,288	3,664	13	997	644	188	1	-	164	2,654	733	1,148	773
Original Proceedings and Miscellaneous Applications	11,282	1,173	-	367	-	-	-	-	367	806	-	-	806
<b>DC</b>	<b>1,173</b>	<b>387</b>	<b>8</b>	<b>103</b>	<b>39</b>	<b>14</b>	<b>2</b>	<b>15</b>	<b>33</b>	<b>276</b>	<b>154</b>	<b>80</b>	<b>42</b>
Criminal	93	24	-	3	2	-	-	-	1	21	16	4	1
U.S. Prisoner Petitions	90	48	-	21	1	1	2	15	2	27	6	21	-
Other U.S. Civil	219	59	2	13	9	3	-	-	1	44	24	20	-
Private Prisoner Petitions	12	6	-	1	1	-	-	-	-	5	-	5	-
Other Private Civil	161	56	-	17	8	4	-	-	5	39	15	24	-
Bankruptcy	4	1	-	-	-	-	-	-	-	1	1	-	-
Administrative Agency Appeals	426	149	6	35	18	6	-	-	11	108	92	6	10
Original Proceedings and Miscellaneous Applications	168	44	-	13	-	-	-	-	13	31	-	-	31
<b>1st</b>	<b>1,472</b>	<b>474</b>	<b>5</b>	<b>130</b>	<b>94</b>	<b>10</b>	<b>2</b>	<b>-</b>	<b>24</b>	<b>339</b>	<b>239</b>	<b>89</b>	<b>11</b>
Criminal	485	168	-	41	36	1	1	-	3	127	99	28	-
U.S. Prisoner Petitions	83	27	-	3	3	-	-	-	-	24	13	11	-
Other U.S. Civil	65	19	2	5	3	-	1	-	1	12	11	1	-
Private Prisoner Petitions	89	26	-	9	7	-	-	-	2	17	8	9	-
Other Private Civil	372	149	3	30	26	3	-	-	1	116	84	31	1
Bankruptcy	31	18	-	5	-	3	-	-	2	13	11	2	-
Administrative Agency Appeals	138	52	-	30	19	3	-	-	8	22	13	7	2
Original Proceedings and Miscellaneous Applications	209	15	-	7	-	-	-	-	7	8	-	-	8

**Table B-5A. (September 30, 2016—Continued)**

Circuit and Nature of Proceeding	Total Terminated	Terminated on Procedural Grounds											
		Total	By Consolida-tion	By Judge						By Staff			
				Total	Juris. Defects	FRAP 42 <sup>1</sup>	Default	Cert. of Appeal-ability	Other	Total	FRAP 42 <sup>1</sup>	Default	Other
<b>2nd</b>	<b>4,661</b>	<b>1,708</b>	<b>16</b>	<b>494</b>	<b>274</b>	<b>133</b>	<b>2</b>	<b>-</b>	<b>85</b>	<b>1,198</b>	<b>472</b>	<b>648</b>	<b>78</b>
Criminal	712	145	-	17	10	5	1	-	1	128	83	40	5
U.S. Prisoner Petitions	198	61	-	9	8	-	-	-	1	52	5	46	1
Other U.S. Civil	251	108	1	15	14	-	-	-	1	92	23	67	2
Private Prisoner Petitions	518	202	1	48	47	-	1	-	-	153	8	140	5
Other Private Civil	1,627	674	13	168	97	7	-	-	64	493	225	261	7
Bankruptcy	59	19	-	1	1	-	-	-	-	18	7	11	-
Administrative Agency Appeals	894	440	1	233	97	121	-	-	15	206	121	83	2
Original Proceedings and Miscellaneous Applications	402	59	-	3	-	-	-	-	3	56	-	-	56
<b>3rd</b>	<b>3,344</b>	<b>1,021</b>	<b>5</b>	<b>266</b>	<b>242</b>	<b>11</b>	<b>-</b>	<b>2</b>	<b>11</b>	<b>750</b>	<b>331</b>	<b>331</b>	<b>88</b>
Criminal	455	108	1	25	22	2	-	-	1	82	73	9	-
U.S. Prisoner Petitions	354	84	1	23	20	3	-	-	-	60	10	50	-
Other U.S. Civil	121	40	-	7	7	-	-	-	-	33	14	17	2
Private Prisoner Petitions	685	192	-	76	69	3	-	2	2	116	15	97	4
Other Private Civil	870	371	3	75	73	1	-	-	1	293	177	113	3
Bankruptcy	61	27	-	4	3	-	-	-	1	23	19	4	-
Administrative Agency Appeals	307	123	-	55	48	2	-	-	5	68	23	41	4
Original Proceedings and Miscellaneous Applications	491	76	-	1	-	-	-	-	1	75	-	-	75
<b>4th</b>	<b>6,234</b>	<b>1,059</b>	<b>15</b>	<b>281</b>	<b>249</b>	<b>13</b>	<b>1</b>	<b>-</b>	<b>18</b>	<b>763</b>	<b>304</b>	<b>399</b>	<b>60</b>
Criminal	1,125	172	1	32	26	3	-	-	3	139	85	53	1
U.S. Prisoner Petitions	632	143	-	35	34	-	1	-	-	108	21	83	4
Other U.S. Civil	226	54	-	19	15	1	-	-	3	35	15	18	2
Private Prisoner Petitions	804	292	-	94	91	1	-	-	2	198	34	163	1
Other Private Civil	864	256	14	63	54	8	-	-	1	179	112	62	5
Bankruptcy	50	21	-	3	3	-	-	-	-	18	12	5	1
Administrative Agency Appeals	245	72	-	30	26	-	-	-	4	42	25	15	2
Original Proceedings and Miscellaneous Applications	2,288	49	-	5	-	-	-	-	5	44	-	-	44

**Table B-5A. (September 30, 2016—Continued)**

Circuit and Nature of Proceeding	Total Terminated	Terminated on Procedural Grounds											
		Total	By Consolidation	By Judge						By Staff			
				Total	Juris. Defects	FRAP 42 <sup>1</sup>	Default	Cert. of Appealability	Other	Total	FRAP 42 <sup>1</sup>	Default	Other
<b>5th</b>	<b>7,899</b>	<b>2,871</b>	<b>16</b>	<b>737</b>	<b>533</b>	<b>12</b>	<b>5</b>	<b>1</b>	<b>186</b>	<b>2,118</b>	<b>475</b>	<b>1,305</b>	<b>338</b>
Criminal	2,711	763	-	177	63	2	-	-	112	586	239	346	1
U.S. Prisoner Petitions	516	262	-	54	50	-	-	-	4	208	14	193	1
Other U.S. Civil	177	77	-	24	19	3	1	-	1	53	8	44	1
Private Prisoner Petitions	1,261	674	1	187	183	2	-	1	1	486	42	441	3
Other Private Civil	1,267	535	10	160	131	5	4	-	20	365	138	214	13
Bankruptcy	70	23	-	4	3	-	-	-	1	19	10	9	-
Administrative Agency Appeals	434	211	5	113	84	-	-	-	29	93	24	58	11
Original Proceedings and Miscellaneous Applications	1,463	326	-	18	-	-	-	-	18	308	-	-	308
<b>6th</b>	<b>4,857</b>	<b>1,409</b>	<b>8</b>	<b>441</b>	<b>373</b>	<b>18</b>	<b>3</b>	<b>4</b>	<b>43</b>	<b>960</b>	<b>370</b>	<b>395</b>	<b>195</b>
Criminal	1,122	272	-	85	73	3	1	-	8	187	106	31	50
U.S. Prisoner Petitions	314	89	-	32	31	1	-	-	-	57	9	44	4
Other U.S. Civil	195	59	-	13	11	1	1	-	-	46	19	25	2
Private Prisoner Petitions	957	351	-	152	138	1	-	4	9	199	14	170	15
Other Private Civil	1,082	398	8	110	93	11	1	-	5	280	177	100	3
Bankruptcy	30	9	-	2	1	1	-	-	-	7	6	1	-
Administrative Agency Appeals	304	100	-	33	26	-	-	-	7	67	39	24	4
Original Proceedings and Miscellaneous Applications	853	131	-	14	-	-	-	-	14	117	-	-	117
<b>7th</b>	<b>3,360</b>	<b>1,146</b>	<b>7</b>	<b>220</b>	<b>143</b>	<b>11</b>	<b>9</b>	<b>-</b>	<b>57</b>	<b>919</b>	<b>412</b>	<b>473</b>	<b>34</b>
Criminal	572	190	-	53	41	-	1	-	11	137	101	32	4
U.S. Prisoner Petitions	263	119	-	13	7	1	1	-	4	106	20	86	-
Other U.S. Civil	182	57	-	14	12	-	1	-	1	43	25	18	-
Private Prisoner Petitions	573	360	-	42	33	1	2	-	6	318	47	254	17
Other Private Civil	719	321	7	55	40	7	2	-	6	259	193	64	2
Bankruptcy	31	7	-	2	1	-	1	-	-	5	3	2	-
Administrative Agency Appeals	160	61	-	21	9	2	1	-	9	40	23	17	-
Original Proceedings and Miscellaneous Applications	860	31	-	20	-	-	-	-	20	11	-	-	11

**Table B-5A. (September 30, 2016—Continued)**

Circuit and Nature of Proceeding	Total Terminated	Terminated on Procedural Grounds											
		Total	By Consolidation	By Judge						By Staff			
				Total	Juris. Defects	FRAP 42 <sup>1</sup>	Default	Cert. of Appealability	Other	Total	FRAP 42 <sup>1</sup>	Default	Other
<b>8th</b>	<b>3,088</b>	<b>537</b>	<b>2</b>	<b>224</b>	<b>130</b>	<b>9</b>	<b>50</b>	<b>-</b>	<b>35</b>	<b>311</b>	<b>142</b>	<b>129</b>	<b>40</b>
Criminal	808	113	-	43	21	2	2	-	18	70	61	7	2
U.S. Prisoner Petitions	260	34	-	13	8	-	3	-	2	21	5	15	1
Other U.S. Civil	145	33	-	12	9	2	-	-	1	21	8	11	2
Private Prisoner Petitions	579	173	-	90	46	-	43	-	1	83	17	66	-
Other Private Civil	535	109	2	47	37	5	2	-	3	60	40	19	1
Bankruptcy	21	3	-	1	1	-	-	-	-	2	2	-	-
Administrative Agency Appeals	156	48	-	8	8	-	-	-	-	40	9	11	20
Original Proceedings and Miscellaneous Applications	584	24	-	10	-	-	-	-	10	14	-	-	14
<b>9th</b>	<b>11,798</b>	<b>4,742</b>	<b>29</b>	<b>935</b>	<b>761</b>	<b>53</b>	<b>1</b>	<b>1</b>	<b>119</b>	<b>3,778</b>	<b>1,328</b>	<b>1,629</b>	<b>821</b>
Criminal	1,439	409	2	63	27	-	-	-	36	344	241	81	22
U.S. Prisoner Petitions	389	114	-	31	31	-	-	-	-	83	23	57	3
Other U.S. Civil	632	218	2	45	37	6	-	-	2	171	90	73	8
Private Prisoner Petitions	2,266	653	-	266	257	-	-	1	8	387	80	290	17
Other Private Civil	2,152	1,004	23	165	146	9	-	-	10	816	501	297	18
Bankruptcy	220	97	2	18	17	-	1	-	-	77	46	27	4
Administrative Agency Appeals	3,825	2,211	-	344	246	38	-	-	60	1,867	347	804	716
Original Proceedings and Miscellaneous Applications	875	36	-	3	-	-	-	-	3	33	-	-	33
<b>10th</b>	<b>2,228</b>	<b>624</b>	<b>8</b>	<b>178</b>	<b>83</b>	<b>9</b>	<b>-</b>	<b>16</b>	<b>70</b>	<b>438</b>	<b>256</b>	<b>155</b>	<b>27</b>
Criminal	463	135	-	41	14	4	-	-	23	94	56	32	6
U.S. Prisoner Petitions	186	52	-	15	7	-	-	7	1	37	10	27	-
Other U.S. Civil	134	31	-	12	9	-	-	-	3	19	13	6	-
Private Prisoner Petitions	288	104	-	38	23	-	-	9	6	66	13	51	2
Other Private Civil	617	228	8	42	26	4	-	-	12	178	143	33	2
Bankruptcy	30	13	-	-	-	-	-	-	-	13	11	2	-
Administrative Agency Appeals	104	31	-	16	4	1	-	-	11	15	10	4	1
Original Proceedings and Miscellaneous Applications	406	30	-	14	-	-	-	-	14	16	-	-	16

**Table B-5A. (September 30, 2016—Continued)**

Circuit and Nature of Proceeding	Total Terminated	Terminated on Procedural Grounds											
		Total	By Consolidation	By Judge						By Staff			
				Total	Juris. Defects	FRAP 42 <sup>1</sup>	Default	Cert. of Appealability	Other	Total	FRAP 42 <sup>1</sup>	Default	Other
<b>11th</b>	<b>7,630</b>	<b>2,514</b>	<b>12</b>	<b>931</b>	<b>374</b>	<b>265</b>	-	-	<b>292</b>	<b>1,571</b>	<b>226</b>	<b>1,245</b>	<b>100</b>
Criminal	1,394	488	-	126	51	62	-	-	13	362	122	238	2
U.S. Prisoner Petitions	506	202	-	33	26	6	-	-	1	169	8	161	-
Other U.S. Civil	257	122	1	23	14	7	-	-	2	98	15	83	-
Private Prisoner Petitions	1,111	475	-	113	101	10	-	-	2	362	7	352	3
Other Private Civil	1,288	655	9	271	110	153	-	-	8	375	51	323	1
Bankruptcy	96	54	1	27	13	12	-	-	2	26	16	10	-
Administrative Agency Appeals	295	166	1	79	59	15	-	-	5	86	7	78	1
Original Proceedings and Miscellaneous Applications	2,683	352	-	259	-	-	-	-	259	93	-	-	93

NOTE: This table does not include data for the U.S. Courts of Appeals for the Federal Circuit. Beginning in March 2014, data include miscellaneous cases not included previously. Juris. Defects = Jurisdictional defects; Cert. of Appealability = Certificate of Appealability.

<sup>1</sup> Voluntary dismissal under Rule 42(b), Federal Rules of Appellate Procedure.