

Table B-10.

U.S. Courts of Appeals—Cases Terminated on the Merits After Oral Arguments or Submission on Briefs, by Circuit, During the 12-Month Period Ending September 30, 2017

Circuit	Terminated on the Merits										
	Total	By Consolidation	Total Excluding Consolidated Appeals	After Oral Arguments				After Submission on Briefs			
				Total	Percent of Total	En Banc	Per Panel	Total	Percent of Total	En Banc	Per Panel
Total	36,992	2,947	34,045	6,397	18.8	36	6,361	27,648	81.2	6	27,642
DC	662	181	481	248	51.6	2	246	233	48.4	-	233
1st	965	61	904	246	27.2	-	246	658	72.8	-	658
2nd	2,648	293	2,355	763	32.4	-	763	1,592	67.6	-	1,592
3rd	2,740	594	2,146	298	13.9	-	298	1,848	86.1	-	1,848
4th	3,544	147	3,397	358	10.5	4	354	3,039	89.5	-	3,039
5th	5,359	751	4,608	756	16.4	1	755	3,852	83.6	-	3,852
6th	3,742	126	3,616	433	12.0	2	431	3,183	88.0	-	3,183
7th	1,824	125	1,699	637	37.5	3	634	1,062	62.5	1	1,061
8th	2,596	124	2,472	382	15.5	6	376	2,090	84.5	2	2,088
9th	7,813	357	7,456	1,537	20.6	14	1,523	5,919	79.4	3	5,916
10th	1,320	23	1,297	362	27.9	1	361	935	72.1	-	935
11th	3,779	165	3,614	377	10.4	3	374	3,237	89.6	-	3,237

NOTE: This table does not include data for the U.S. Court of Appeals for the Federal Circuit.

Totals for cases terminated on the merits in the Third Circuit and in the nation have been revised following resolution of a technical issue affecting the data.