

Table C-12.

U.S. District Courts—Civil Cases Pending Three Years or More, by Basis of Jurisdiction and Nature of Suit, on September 30, 2011 and 2012

Nature of Suit	Cases Pending Three Years or More		U.S. Cases		Private Cases		
	2011	2012	Plaintiff	Defendant	Federal Question	Diversity of Citizenship	Local Jurisdiction
Total Cases	21,093	30,102	793	2,095	12,548	14,663	3
Contract Actions, Total	1,030	1,863	80	22	439	1,320	2
Franchise	11	22	-	-	5	17	-
Insurance	219	398	1	3	52	342	-
Marine	60	154	-	1	151	2	-
Miller Act	22	24	4	-	20	-	-
Negotiable Instruments	15	34	1	-	7	26	-
Recovery of Overpayments and Enforcement of Judgments	62	92	62	5	12	13	-
Defaulted Student Loans	43	58	58	-	-	-	-
Veterans' Overpayment	1	1	1	-	-	-	-
Other	18	33	3	5	12	13	-
Other Contract Actions	641	1,139	12	13	192	920	2
Real Property Actions, Total	340	445	34	136	123	152	-
Foreclosure	50	75	24	6	21	24	-
Rent, Lease, and Ejectment	9	11	1	-	5	5	-
Torts to Land, Including Product Liability	206	243	3	115	49	76	-
Other Real Property Actions	75	116	6	15	48	47	-
Tort Actions, Total	12,691	16,666	19	704	2,808	13,134	1
Personal Injury, Total	12,344	16,069	6	694	2,651	12,717	1
Personal Injury/ Product Liability, Total	10,524	13,859	-	602	1,025	12,232	-
Airplane	1	5	-	-	1	4	-
Marine	3	3	-	-	2	1	-
Motor Vehicle	23	34	-	-	6	28	-
Asbestos ¹	2,218	2,517	-	-	11	2,506	-
Health Care/Pharma.	0	0	-	-	-	-	-
Other	8,279	11,300	-	602	1,005	9,693	-
Other Personal Injury, Total	1,820	2,210	6	92	1,626	485	1
Airplane	16	28	-	-	15	13	-
Marine	24	40	-	1	37	2	-
Motor Vehicle	95	145	1	15	11	118	-
Assault, Libel, and Slander	21	32	-	4	12	16	-
Federal Employers Liability Act	13	21	-	-	21	-	-
Medical Malpractice	40	76	-	41	-	35	-
Other	1,611	1,868	5	31	1,530	301	1

Table C-12. (September 30, 2012—Continued)

Nature of Suit	Cases Pending Three Years or More		U.S. Cases		Private Cases		
	2011	2012	Plaintiff	Defendant	Federal Question	Diversity of Citizenship	Local Jurisdiction
Personal Property Damage, Total	347	597	13	10	157	417	-
Fraud, Including Truth in Lending	168	289	13	2	122	152	-
Other Personal Property Damage	179	308	-	8	35	265	-
Actions Under Statutes, Total	7,032	11,128	660	1,233	9,178	57	-
Antitrust	661	805	3	-	802	-	-
Bankruptcy, Total	78	125	1	1	123	-	-
Appeal (28 U.S.C. 158)	39	52	-	-	52	-	-
Withdrawal (28 U.S.C. 157)	39	73	1	1	71	-	-
Banks and Banking	13	28	2	4	22	-	-
Civil Rights, Total	1,410	2,443	62	157	2,191	33	-
Voting	9	9	3	-	6	-	-
Employment	491	838	36	89	694	19	-
Housing and Accommodations	32	48	6	1	40	1	-
Welfare	3	6	-	-	6	-	-
ADA—Employment	20	43	2	-	39	2	-
ADA—Other	35	70	2	2	64	2	-
Education	0	0	-	-	-	-	-
Other Civil Rights	820	1,429	13	65	1,342	9	-
Environmental Matters	141	210	37	48	125	-	-
Deportation	2	3	-	3	-	-	-
Prisoner Petitions, Total	2,155	3,413	-	600	2,813	-	-
Motions to Vacate Sentence	234	396	-	396	-	-	-
Habeas Corpus—General	642	1,022	-	106	916	-	-
Habeas Corpus—Death Penalty	359	421	-	31	390	-	-
Mandamus and Other	26	36	-	22	14	-	-
Civil Rights	663	1,153	-	26	1,127	-	-
Prison Condition	228	378	-	14	364	-	-
Habeas Corpus—Alien Detainees	2	5	-	5	-	-	-
Civil Detainee—Conditions of Confinement	1	2	-	-	2	-	-
Forfeiture and Penalty, Total	72	140	138	2	-	-	-
Agricultural Acts	1	2	2	-	-	-	-
Food and Drug Act	1	4	4	-	-	-	-
Drug-Related Seizure of Property	32	62	61	1	-	-	-
Air Traffic Regulations	0	0	-	-	-	-	-
Occupational Safety and Health Act	0	0	-	-	-	-	-
Other Forfeiture and Penalty Suits	38	72	71	1	-	-	-

Table C-12. (September 30, 2012—Continued)

Nature of Suit	Cases Pending Three Years or More		U.S. Cases		Private Cases		
	2011	2012	Plaintiff	Defendant	Federal Question	Diversity of Citizenship	Local Jurisdiction
Labor Laws, Total	452	766	10	5	751	-	-
Fair Labor Standards Act	164	294	5	2	287	-	-
Labor Management Relations Act	28	37	2	-	35	-	-
Labor Management Reporting and Disclosure Act	0	0	-	-	-	-	-
Railway Labor Act	3	4	-	-	4	-	-
ERISA ²	220	354	3	3	348	-	-
FMLA ³	0	0	-	-	-	-	-
Other Labor Litigation	37	77	-	-	77	-	-
Immigration, Total⁴	5	8	-	8	-	-	-
Naturalization Applications	2	3	-	3	-	-	-
Other Immigration Actions	3	5	-	5	-	-	-
Intellectual Property Rights, Total	399	655	1	3	651	-	-
Copyright	51	85	-	-	85	-	-
Patent	256	417	1	3	413	-	-
Trademark	92	153	-	-	153	-	-
Securities, Commodities, and Exchanges	342	622	116	2	504	-	-
Social Security Laws, Total	131	207	-	207	-	-	-
Disability Insurance	60	106	-	106	-	-	-
Supplemental Security Income	60	83	-	83	-	-	-
Retirement and Survivors Benefits	8	13	-	13	-	-	-
Other	3	5	-	5	-	-	-
RICO⁵	100	143	2	-	131	10	-
State Reapportionment Suits	0	1	-	-	1	-	-
Tax Suits	40	77	32	45	-	-	-
Customer Challenge	1	1	-	1	-	-	-
Consumer Credit	73	123	-	-	114	9	-
Cable/Satellite TV	1	7	-	-	6	1	-
Freedom of Information Act	22	35	-	28	7	-	-
Constitutionality of State Statutes	18	27	-	-	23	4	-
Other Statutory Actions	915	1,288	256	119	913	-	-
Other Actions, Total	0	0	-	-	-	-	-

NOTE: Land condemnation cases are omitted.

¹ Includes cases filed in previous years as consolidated cases that thereafter were severed into individual cases.

² ERISA = Employee Retirement Income Security Act.

³ FMLA = Family and Medical Leave Act.

⁴ Data collection for these categories began in December 2007.

⁵ RICO = Racketeer Influenced and Corrupt Organizations Act.