

Table 2.4

U.S. Courts of Appeals (Excludes Federal Circuit). Pro Se Cases Filed

Fiscal Year	Total Appeals	Pro Se												Percent Pro Se (2)
		Total	Appeals From District Court								Other Appeals From:			
			Civil Appeals						Criminal Appeals	Administrative Agency (1)	Bankruptcy	Original Proceedings**		
			Total	Prisoner Petitions		Other Civil								
	Total	U.S.		Private	Total	U.S.	Private							
1995	50,072	19,973	17,842	13,083	2,763	10,320	4,759	1,364	3,395	803	622	438	268	39.9%
2000	54,697	24,938	19,945	15,027	4,045	10,982	4,918	1,361	3,557	945	797	248	3,003	45.6%
2002	57,555	26,624	20,660	16,054	5,205	10,849	4,606	1,188	3,418	1,286	1,377	242	3,059	46.3%
2003	60,847	26,493	20,108	15,467	4,508	10,959	4,641	1,294	3,347	1,196	2,078	241	2,870	43.5%
2004	62,762	26,800	19,093	14,530	4,269	10,261	4,563	1,156	3,407	1,140	3,056	233	3,278	42.7%
2005	68,473	28,559	19,545	15,030	5,426	9,604	4,515	1,110	3,405	1,215	3,501	236	4,062	41.7%
2006	66,618	28,671	19,421	14,970	5,039	9,931	4,451	1,110	3,341	1,109	3,395	261	4,485	43.0%

*Proceedings not dependent on prior action by lower court or administrative agency (e.g., writs of mandamus, motions to file second or successive habeas petitions). The Antiterrorism and Effective Death Penalty Act (AEDPA), enacted April 1996, requires prisoners to seek permission from courts of appeals to file second or successive habeas corpus motions. Data for these and other types of original proceedings were first reported on October 1, 1998.

(1) The increase in filings of administrative agency appeals began in February 2002 as the Board of Immigration Appeals (BIA) began clearing its backlog. This action resulted from an overhaul of the BIA procedures by the Attorney General to improve the timeliness and quality of adjudication.

(2) The proportion of pro se appeals increased significantly from 1995 to 2002 as prisoners filed motions to vacate sentences pursuant to Bailey v. United States and the AEDPA. The growth in filings also resulted from reporting requirements initiated in October 1998 related to filings of second or successive motions and other categories of original proceedings not previously reported.

Source: Statistical Table B-9