

**Table 4.9**  
**U.S. District Courts. Diversity Of Citizenship Cases Filed, by Nature of Suit**

Nature of Suit	Fiscal Year							
	1990	1995	2000	2003	2004	2005	2006	2007
<b>TOTAL</b>	<b>57,435</b>	<b>51,448</b>	<b>48,626</b>	<b>61,156</b>	<b>67,624</b>	<b>62,191</b>	<b>80,370</b>	<b>72,619</b>
<b>CONTRACT ACTIONS, TOTAL</b>	<b>22,859</b>	<b>20,992</b>	<b>21,581</b>	<b>21,592</b>	<b>20,276</b>	<b>19,266</b>	<b>20,970</b>	<b>23,298</b>
Insurance	5,983	6,528	6,259	7,277	7,166	6,591	7,870	10,430
Marine	202	157	149	106	116	93	111	110
Negotiable Instruments	1,162	771	401	393	332	338	276	309
Recovery of Overpayments & Enforcement of Judgments, Total	107	106	96	87	93	105	144	189
Other Contract Actions	15,405	13,430	14,676	13,729	12,569	12,139	12,569	12,260
<b>REAL PROPERTY ACTIONS, TOTAL</b>	<b>2,192</b>	<b>1,531</b>	<b>2,085</b>	<b>3,575</b>	<b>2,773</b>	<b>1,622</b>	<b>1,798</b>	<b>2,527</b>
Condemnation of Land	15	11	20	9	14	17	13	29
Foreclosure	1,310	798	1,430	2,510	2,061	928	945	1521
Rent, Lease, Ejectment	148	137	86	85	92	87	86	75
Torts to Land, Including Prod. Liability	348	240	258	680	273	226	304	401
Other Real Property Actions	371	345	291	291	333	364	450	501
<b>TORT ACTIONS, TOTAL</b>	<b>32,251</b>	<b>28,806</b>	<b>23,594</b>	<b>34,782</b>	<b>43,919</b>	<b>40,866</b>	<b>57,240</b>	<b>46,437</b>
Personal Injury, Total	30,343	26,756	21,291	31,272	41,769	38,588	54,888	43,975
Personal Injury/Product Liability, Total	17,691	12,059	10,176	20,595	31,842	27,212	45,485	34,974
Airplane	168	99	133	75	68	57	60	64
Marine	234	28	33	18	22	19	14	18
Motor Vehicle	555	541	388	571	573	491	523	405
Asbestos <sup>1</sup>	12,909	2,098	3,501	1,300	981	1,029	16,030	12,254
Other <sup>2</sup>	3,825	9,293	6,121	18,631	30,198	25,616	28,858	22,233
Other Personal Injury, Total	12,652	14,697	11,115	10,677	9,927	11,376	9,403	9,001
Airplane	571	432	367	293	244	219	157	260
Marine	442	356	208	169	218	226	255	252
Motor Vehicle	5,018	4,305	3,821	3,641	3,495	3,356	3,271	3113
Assault, Libel & Slander	441	568	535	507	398	416	378	327
Medical Malpractice	769	800	857	844	668	631	588	567
Other <sup>3</sup>	5,411	8,236	5,327	5,223	4,904	6,528	4,754	4,482
Personal Property Damage, Total	1,908	2,050	2,303	3,510	2,150	2,278	2,352	2,462
Fraud, Including Truth in Lending	915	1,091	1,149	2,418	1,136	1,292	1,229	1,024
Other Personal Property Damage	993	959	1,154	1,092	1,014	986	1,123	1,438
<b>OTHER ACTIONS, TOTAL <sup>4</sup></b>	<b>133</b>	<b>119</b>	<b>1,366</b>	<b>1,207</b>	<b>656</b>	<b>437</b>	<b>362</b>	<b>357</b>

<sup>1</sup> The increase in 2006 was primarily the result of over 14,000 filings in the Eastern District of Pennsylvania.

<sup>2</sup> Other personal injury/product liability filings continued to increase in 2003 as a large number of plaintiffs alleged injurious side effects of the anticholesterol drug Baycol. In 2004, total diversity of citizenship filings rose significantly due to a 55 percent increase in personal injury product/liability filings. Most of the growth resulted from the transfer of several thousand cases to the Northern District of Ohio as part of multidistrict litigation involving welding products that contained manganese. In addition, many district courts experienced an influx of cases related to multidistrict litigation involving either Baycol or Phentermine/Fenfluramine/Dexfenfluramine (Fen-phen).

<sup>3</sup> The significant increase in other personal injury cases in 1995 was mostly attributable to a large number of cases related to an oil refinery explosion in Louisiana.

<sup>4</sup> The increase in filings in 2000 and the subsequent decrease between 2003 and 2004 were the result of declining employment civil rights filings.

