

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

Nature of Suit	Fiscal Year						
	1995	2000	2005	2006	2007	2008	2009
TOTAL	51,447	48,625	62,175	80,351	72,586	88,457	97,209
CONTRACT ACTIONS, TOTAL	20,992	21,581	19,266	20,970	23,298	23,211	24,500
Franchise	-	-	-	-	-	291	357
Insurance	6,528	6,259	6,591	7,870	10,430	9,955	9,117
Marine	157	149	93	111	110	99	122
Negotiable Instruments	771	401	338	276	309	434	597
Recovery of Overpayments & Enforcement of Judgments, Total	106	96	105	144	189	233	344
Other Contract Actions	13,430	14,676	12,139	12,569	12,260	12,199	13,963
REAL PROPERTY ACTIONS, TOTAL	1,531	2,085	1,622	1,798	2,527	1,839	1,996
Condemnation of Land	11	20	17	13	29	30	14
Foreclosure	798	1,430	928	945	1,521	756	856
Rent, Lease, Ejectment	137	86	87	86	75	105	103
Torts to Land, Including Prod. Liability	240	258	226	304	401	352	401
Other Real Property Actions	345	291	364	450	501	596	622
TORT ACTIONS, TOTAL	28,806	23,594	40,866	57,240	46,437	62,427	68,503
Personal Injury, Total	26,756	21,291	38,588	54,888	43,975	60,153	65,732
Personal Injury/Product Liability, Total	12,059	10,176	27,212	45,485	34,974	50,995	56,303
Airplane	99	133	57	60	64	82	93
Marine	28	33	19	14	18	18	13
Motor Vehicle	541	388	491	523	405	360	371
Asbestos ¹	2,098	3,501	1,029	16,030	12,254	33,568	41,412
Other ²	9,293	6,121	25,616	28,858	22,233	16,967	14,414
Other Personal Injury, Total	14,697	11,115	11,376	9,403	9,001	9,158	9,429
Airplane	432	367	219	157	260	157	317
Marine	356	208	226	255	252	265	269
Motor Vehicle	4,305	3,821	3,356	3,271	3,113	3,012	2,976
Assault, Libel & Slander	568	535	416	378	327	368	333
Medical Malpractice	800	857	631	588	567	698	482
Other ³	8,236	5,327	6,528	4,754	4,482	4,658	5,052
Personal Property Damage, Total	2,050	2,303	2,278	2,352	2,462	2,274	2,771
Fraud, Including Truth in Lending	1,091	1,149	1,292	1,229	1,024	1,095	1,401
Other Personal Property Damage	959	1,154	986	1,123	1,438	1,179	1,370
OTHER ACTIONS, TOTAL ⁴	118	1,365	421	343	324	980	2,207

¹ Twelve-month period ending June 30.

² The increase in 2006 and 2008 primarily resulted from influxes of asbestos filings in the Eastern District of Pennsylvania.

³ 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-

⁴ 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.

Source: Table C-2, *Annual Report of the Director: Judicial Business of the United States Courts*.

