

**Table S-2.**  
**U.S. Courts of Appeals—Total Case Participations in Cases Terminated on the Merits**  
**After Oral Hearings or Submission on Briefs**  
**During the 12-Month Period Ending September 30, 2004**

| Circuit              | Total         | Case Participations by         |             |                                |             |                 |            | Percent by Senior and Visiting Judges |
|----------------------|---------------|--------------------------------|-------------|--------------------------------|-------------|-----------------|------------|---------------------------------------|
|                      |               | Resident Active Circuit Judges |             | Resident Senior Circuit Judges |             | Visiting Judges |            |                                       |
|                      |               | Number                         | Percent     | Number                         | Percent     | Number          | Percent    |                                       |
| <b>TOTAL</b>         | <b>83,087</b> | <b>64,776</b>                  | <b>78.0</b> | <b>14,109</b>                  | <b>17.0</b> | <b>4,202</b>    | <b>5.1</b> | <b>22.0</b>                           |
| DISTRICT OF COLUMBIA | 1,488         | 1,401                          | 94.2        | 84                             | 5.6         | 3               | .2         | 5.8                                   |
| FIRST                | 2,052         | 1,569                          | 76.5        | 314                            | 15.3        | 169             | 8.2        | 23.5                                  |
| SECOND               | 5,331         | 3,218                          | 60.4        | 1,411                          | 26.5        | 702             | 13.2       | 39.6                                  |
| THIRD                | 6,163         | 4,741                          | 76.9        | 1,022                          | 16.6        | 400             | 6.5        | 23.1                                  |
| FOURTH               | 7,347         | 6,796                          | 92.5        | 448                            | 6.1         | 103             | 1.4        | 7.5                                   |
| FIFTH                | 12,224        | 11,637                         | 95.2        | 497                            | 4.1         | 90              | .7         | 4.8                                   |
| SIXTH                | 7,531         | 4,527                          | 60.1        | 1,558                          | 20.7        | 1,446           | 19.2       | 39.9                                  |
| SEVENTH              | 4,249         | 3,662                          | 86.2        | 587                            | 13.8        | -               | .0         | 13.8                                  |
| EIGHTH               | 5,623         | 3,611                          | 64.2        | 1,930                          | 34.3        | 82              | 1.5        | 35.8                                  |
| NINTH                | 17,647        | 12,475                         | 70.7        | 4,533                          | 25.7        | 639             | 3.6        | 29.3                                  |
| TENTH                | 4,083         | 3,045                          | 74.6        | 966                            | 23.7        | 72              | 1.8        | 25.4                                  |
| ELEVENTH             | 9,349         | 8,094                          | 86.6        | 759                            | 8.1         | 496             | 5.3        | 13.4                                  |

NOTE: DUE TO ROUNDING, PERCENTS MAY NOT ADD UP TO 100.0. THIS TABLE DOES NOT INCLUDE DATA FOR THE U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT. BEGINNING OCTOBER 1, 1998, DATA ARE REPORTED FOR TYPES OF ORIGINAL PROCEEDINGS PREVIOUSLY NOT INCLUDED IN THIS TABLE.