

Table 56A

**DISPOSITION OF GOVERNMENT SENTENCING APPEALS IN EACH CIRCUIT AND DISTRICT<sup>1</sup>**  
**Fiscal Year 2011**

| CIRCUIT<br>District   | AFFIRMED  |           |              | REVERSED <sup>2</sup> |             |              | AFFIRMED AND<br>REVERSED <sup>2</sup> |            |             | DISMISSED |            | REMANDED |            |
|-----------------------|-----------|-----------|--------------|-----------------------|-------------|--------------|---------------------------------------|------------|-------------|-----------|------------|----------|------------|
|                       | TOTAL     | N         | %            | N                     | %           |              | N                                     | %          | N           | %         | N          | %        |            |
| <b>TOTAL</b>          | <b>53</b> | <b>12</b> | <b>22.6</b>  | <b>33</b>             | <b>(33)</b> | <b>62.3</b>  | <b>5</b>                              | <b>(5)</b> | <b>9.4</b>  | <b>1</b>  | <b>1.9</b> | <b>2</b> | <b>3.8</b> |
| <b>D.C. CIRCUIT</b>   | <b>2</b>  | <b>0</b>  | <b>0.0</b>   | <b>2</b>              | <b>(2)</b>  | <b>100.0</b> | <b>0</b>                              | <b>(0)</b> | <b>0.0</b>  | <b>0</b>  | <b>0.0</b> | <b>0</b> | <b>0.0</b> |
| District of Columbia  | 2         | 0         | 0.0          | 2                     | (2)         | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| <b>FIRST CIRCUIT</b>  | <b>2</b>  | <b>2</b>  | <b>100.0</b> | <b>0</b>              | <b>(0)</b>  | <b>0.0</b>   | <b>0</b>                              | <b>(0)</b> | <b>0.0</b>  | <b>0</b>  | <b>0.0</b> | <b>0</b> | <b>0.0</b> |
| Maine                 | 2         | 2         | 100.0        | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Massachusetts         | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| New Hampshire         | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Puerto Rico           | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Rhode Island          | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| <b>SECOND CIRCUIT</b> | <b>9</b>  | <b>3</b>  | <b>33.3</b>  | <b>6</b>              | <b>(6)</b>  | <b>66.7</b>  | <b>0</b>                              | <b>(0)</b> | <b>0.0</b>  | <b>0</b>  | <b>0.0</b> | <b>0</b> | <b>0.0</b> |
| Connecticut           | 1         | 0         | 0.0          | 1                     | (1)         | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| New York              |           |           |              |                       |             |              |                                       |            |             |           |            |          |            |
| Eastern               | 2         | 2         | 100.0        | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Northern              | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Southern              | 6         | 1         | 16.7         | 5                     | (5)         | 83.3         | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Western               | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Vermont               | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| <b>THIRD CIRCUIT</b>  | <b>4</b>  | <b>0</b>  | <b>0.0</b>   | <b>3</b>              | <b>(3)</b>  | <b>75.0</b>  | <b>1</b>                              | <b>(1)</b> | <b>25.0</b> | <b>0</b>  | <b>0.0</b> | <b>0</b> | <b>0.0</b> |
| Delaware              | 1         | 0         | 0.0          | 1                     | (1)         | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| New Jersey            | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Pennsylvania          |           |           |              |                       |             |              |                                       |            |             |           |            |          |            |
| Eastern               | 3         | 0         | 0.0          | 2                     | (2)         | 100.0        | 1                                     | (1)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Middle                | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Western               | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Virgin Islands        | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| <b>FOURTH CIRCUIT</b> | <b>7</b>  | <b>0</b>  | <b>0.0</b>   | <b>7</b>              | <b>(7)</b>  | <b>100.0</b> | <b>0</b>                              | <b>(0)</b> | <b>0.0</b>  | <b>0</b>  | <b>0.0</b> | <b>0</b> | <b>0.0</b> |
| Maryland              | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| North Carolina        |           |           |              |                       |             |              |                                       |            |             |           |            |          |            |
| Eastern               | 1         | 0         | 0.0          | 1                     | (1)         | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Middle                | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Western               | 2         | 0         | 0.0          | 2                     | (2)         | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| South Carolina        | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Virginia              |           |           |              |                       |             |              |                                       |            |             |           |            |          |            |
| Eastern               | 3         | 0         | 0.0          | 3                     | (3)         | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Western               | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| West Virginia         |           |           |              |                       |             |              |                                       |            |             |           |            |          |            |
| Northern              | 1         | 0         | 0.0          | 1                     | (1)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Southern              | 0         | 0         | 0.0          | 0                     | (0)         | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |

**Table 56A (cont.)**

| CIRCUIT<br>District    | TOTAL    | AFFIRMED |             | REVERSED <sup>2</sup> |            |              | AFFIRMED AND<br>REVERSED <sup>2</sup> |            |             | DISMISSED |             | REMANDED |             |
|------------------------|----------|----------|-------------|-----------------------|------------|--------------|---------------------------------------|------------|-------------|-----------|-------------|----------|-------------|
|                        |          | N        | %           | N                     | %          | N            | %                                     | N          | %           | N         | %           |          |             |
| <b>FIFTH CIRCUIT</b>   | <b>3</b> | <b>1</b> | <b>33.3</b> | <b>1</b>              | <b>(1)</b> | <b>33.3</b>  | <b>1</b>                              | <b>(1)</b> | <b>33.3</b> | <b>0</b>  | <b>0.0</b>  | <b>0</b> | <b>0.0</b>  |
| Louisiana              |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Eastern                | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Middle                 | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Western                | 1        | 0        | 0.0         | 1                     | (1)        | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Mississippi            |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Northern               | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Southern               | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Texas                  |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Eastern                | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Northern               | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Southern               | 1        | 0        | 0.0         | 0                     | (0)        | 0.0          | 1                                     | (1)        | 100.0       | 0         | 0.0         | 0        | 0.0         |
| Western                | 1        | 1        | 100.0       | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| <b>SIXTH CIRCUIT</b>   | <b>7</b> | <b>2</b> | <b>28.6</b> | <b>2</b>              | <b>(2)</b> | <b>28.6</b>  | <b>0</b>                              | <b>(0)</b> | <b>0.0</b>  | <b>1</b>  | <b>14.3</b> | <b>2</b> | <b>28.6</b> |
| Kentucky               |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Eastern                | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Western                | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Michigan               |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Eastern                | 2        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 2        | 100.0       |
| Western                | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Ohio                   |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Northern               | 1        | 0        | 0.0         | 1                     | (1)        | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Southern               | 1        | 1        | 100.0       | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Tennessee              |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Eastern                | 1        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 1         | 100.0       | 0        | 0.0         |
| Middle                 | 2        | 1        | 50.0        | 1                     | (1)        | 50.0         | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Western                | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| <b>SEVENTH CIRCUIT</b> | <b>2</b> | <b>0</b> | <b>0.0</b>  | <b>2</b>              | <b>(2)</b> | <b>100.0</b> | <b>0</b>                              | <b>(0)</b> | <b>0.0</b>  | <b>0</b>  | <b>0.0</b>  | <b>0</b> | <b>0.0</b>  |
| Illinois               |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Central                | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Northern               | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Southern               | 1        | 0        | 0.0         | 1                     | (1)        | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Indiana                |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Northern               | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Southern               | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Wisconsin              |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Eastern                | 1        | 0        | 0.0         | 1                     | (1)        | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Western                | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| <b>EIGHTH CIRCUIT</b>  | <b>6</b> | <b>1</b> | <b>16.7</b> | <b>3</b>              | <b>(3)</b> | <b>50.0</b>  | <b>2</b>                              | <b>(2)</b> | <b>33.3</b> | <b>0</b>  | <b>0.0</b>  | <b>0</b> | <b>0.0</b>  |
| Arkansas               |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Eastern                | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Western                | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Iowa                   |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Northern               | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Southern               | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Minnesota              | 2        | 1        | 50.0        | 1                     | (1)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Missouri               |          |          |             |                       |            |              |                                       |            |             |           |             |          |             |
| Eastern                | 2        | 0        | 0.0         | 2                     | (2)        | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| Western                | 2        | 0        | 0.0         | 0                     | (0)        | 0.0          | 2                                     | (2)        | 100.0       | 0         | 0.0         | 0        | 0.0         |
| Nebraska               | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| North Dakota           | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |
| South Dakota           | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0         | 0        | 0.0         |

**Table 56A (cont.)**

| CIRCUIT<br>District      | AFFIRMED |          |             | REVERSED <sup>2</sup> |            |              | AFFIRMED AND<br>REVERSED <sup>2</sup> |            |             | DISMISSED |            | REMANDED |            |
|--------------------------|----------|----------|-------------|-----------------------|------------|--------------|---------------------------------------|------------|-------------|-----------|------------|----------|------------|
|                          | TOTAL    | N        | %           | N                     | %          | N            | %                                     | N          | %           | N         | %          | N        | %          |
| <b>NINTH CIRCUIT</b>     | <b>7</b> | <b>1</b> | <b>14.3</b> | <b>5</b>              | <b>(5)</b> | <b>71.4</b>  | <b>1</b>                              | <b>(1)</b> | <b>14.3</b> | <b>0</b>  | <b>0.0</b> | <b>0</b> | <b>0.0</b> |
| Alaska                   | 1        | 0        | 0.0         | 1                     | (1)        | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Arizona                  | 1        | 0        | 0.0         | 1                     | (1)        | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| California               |          |          |             |                       |            |              |                                       |            |             |           |            |          |            |
| Central                  | 1        | 0        | 0.0         | 1                     | (1)        | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Eastern                  | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Northern                 | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Southern                 | 1        | 1        | 100.0       | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Guam                     | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Hawaii                   | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Idaho                    | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Montana                  | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Nevada                   | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Northern Mariana Islands | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Oregon                   | 2        | 0        | 0.0         | 1                     | (0)        | 50.0         | 1                                     | (1)        | 50.0        | 0         | 0.0        | 0        | 0.0        |
| Washington               |          |          |             |                       |            |              |                                       |            |             |           |            |          |            |
| Eastern                  | 1        | 0        | 0.0         | 1                     | (1)        | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Western                  | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| <b>TENTH CIRCUIT</b>     | <b>1</b> | <b>0</b> | <b>0.0</b>  | <b>1</b>              | <b>(1)</b> | <b>100.0</b> | <b>0</b>                              | <b>(0)</b> | <b>0.0</b>  | <b>0</b>  | <b>0.0</b> | <b>0</b> | <b>0.0</b> |
| Colorado                 | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Kansas                   | 1        | 0        | 0.0         | 1                     | (1)        | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| New Mexico               | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Oklahoma                 |          |          |             |                       |            |              |                                       |            |             |           |            |          |            |
| Eastern                  | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Northern                 | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Western                  | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Utah                     | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Wyoming                  | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| <b>ELEVENTH CIRCUIT</b>  | <b>3</b> | <b>2</b> | <b>66.7</b> | <b>1</b>              | <b>(1)</b> | <b>33.3</b>  | <b>0</b>                              | <b>(0)</b> | <b>0.0</b>  | <b>0</b>  | <b>0.0</b> | <b>0</b> | <b>0.0</b> |
| Alabama                  |          |          |             |                       |            |              |                                       |            |             |           |            |          |            |
| Middle                   | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Northern                 | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Southern                 | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Florida                  |          |          |             |                       |            |              |                                       |            |             |           |            |          |            |
| Middle                   | 2        | 2        | 100.0       | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Northern                 | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Southern                 | 1        | 0        | 0.0         | 1                     | (1)        | 100.0        | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Georgia                  |          |          |             |                       |            |              |                                       |            |             |           |            |          |            |
| Middle                   | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Northern                 | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |
| Southern                 | 0        | 0        | 0.0         | 0                     | (0)        | 0.0          | 0                                     | (0)        | 0.0         | 0         | 0.0        | 0        | 0.0        |

<sup>1</sup> Of the 9,651 appeals cases, 3,776 were excluded due to one of the following reasons: type of appeal was “conviction only” (1,970), “Anders Brief” (1,708), or “unknown” (98). Of the 5,875 remaining cases, 5,822 were excluded as the appeal was by the defendant only. Descriptions of variables used in this table are provided in Appendix A.

<sup>2</sup> This category includes (in parentheses) cases that were remanded for sentencing purposes.

SOURCE: U.S. Sentencing Commission, 2011 Appeals Datafile, APPFY11.