

Table 55

TYPES OF APPEAL IN EACH CIRCUIT AND DISTRICT¹
Fiscal Year 2015

CIRCUIT District	Total		Sentence Only		Sentence and Conviction		Conviction Only		Anders Brief	
	N	%	N	%	N	%	N	%	N	%
TOTAL	8,159	100.0	3,720	45.6	1,182	14.5	1,759	21.6	1,498	18.4
D.C. CIRCUIT	48	0.6	16	33.3	10	20.8	22	45.8	0	0.0
District of Columbia	48	0.6	16	33.3	10	20.8	22	45.8	0	0.0
FIRST CIRCUIT	399	4.9	189	47.4	92	23.1	78	19.5	40	10.0
Maine	54	0.7	24	44.4	10	18.5	15	27.8	5	9.3
Massachusetts	70	0.9	28	40.0	22	31.4	17	24.3	3	4.3
New Hampshire	11	0.1	4	36.4	3	27.3	3	27.3	1	9.1
Puerto Rico	250	3.1	130	52.0	51	20.4	39	15.6	30	12.0
Rhode Island	14	0.2	3	21.4	6	42.9	4	28.6	1	7.1
SECOND CIRCUIT	510	6.3	202	39.6	99	19.4	118	23.1	91	17.8
Connecticut	58	0.7	22	37.9	12	20.7	10	17.2	14	24.1
New York										
Eastern	128	1.6	53	41.4	24	18.8	26	20.3	25	19.5
Northern	60	0.7	24	40.0	12	20.0	12	20.0	12	20.0
Southern	190	2.3	72	37.9	38	20.0	51	26.8	29	15.3
Western	54	0.7	19	35.2	12	22.2	13	24.1	10	18.5
Vermont	20	0.2	12	60.0	1	5.0	6	30.0	1	5.0
THIRD CIRCUIT	300	3.7	129	43.0	66	22.0	82	27.3	23	7.7
Delaware	10	0.1	4	40.0	1	10.0	3	30.0	2	20.0
New Jersey	43	0.5	21	48.8	8	18.6	9	20.9	5	11.6
Pennsylvania										
Eastern	123	1.5	53	43.1	31	25.2	34	27.6	5	4.1
Middle	56	0.7	23	41.1	8	14.3	17	30.4	8	14.3
Western	52	0.6	27	51.9	8	15.4	15	28.8	2	3.8
Virgin Islands	16	0.2	1	6.3	10	62.5	4	25.0	1	6.3
FOURTH CIRCUIT	926	11.3	415	44.8	132	14.3	191	20.6	188	20.3
Maryland	94	1.2	27	28.7	16	17.0	40	42.6	11	11.7
North Carolina										
Eastern	177	2.2	104	58.8	26	14.7	21	11.9	26	14.7
Middle	148	1.8	63	42.6	12	8.1	20	13.5	53	35.8
Western	106	1.3	42	39.6	20	18.9	16	15.1	28	26.4
South Carolina	116	1.4	49	42.2	8	6.9	19	16.4	40	34.5
Virginia										
Eastern	146	1.8	64	43.8	23	15.8	50	34.2	9	6.2
Western	55	0.7	34	61.8	11	20.0	7	12.7	3	5.5
West Virginia										
Northern	43	0.5	17	39.5	6	14.0	11	25.6	9	20.9
Southern	41	0.5	15	36.6	10	24.4	7	17.1	9	22.0

Table 55 (cont.)

CIRCUIT District	Total		Sentence Only		Sentence and Conviction		Conviction Only		Anders Brief	
	N	%	N	%	N	%	N	%	N	%
FIFTH CIRCUIT	1,841	22.6	849	46.1	118	6.4	261	14.2	613	33.3
Louisiana										
Eastern	56	0.7	17	30.4	4	7.1	16	28.6	19	33.9
Middle	18	0.2	4	22.2	5	27.8	3	16.7	6	33.3
Western	58	0.7	33	56.9	6	10.3	12	20.7	7	12.1
Mississippi										
Northern	26	0.3	17	65.4	2	7.7	7	26.9	0	0.0
Southern	35	0.4	22	62.9	1	2.9	12	34.3	0	0.0
Texas										
Eastern	64	0.8	18	28.1	7	10.9	16	25.0	23	35.9
Northern	359	4.4	178	49.6	30	8.4	28	7.8	123	34.3
Southern	806	9.9	319	39.6	34	4.2	93	11.5	360	44.7
Western	419	5.1	241	57.5	29	6.9	74	17.7	75	17.9
SIXTH CIRCUIT	719	8.8	339	47.1	128	17.8	163	22.7	89	12.4
Kentucky										
Eastern	97	1.2	60	61.9	13	13.4	12	12.4	12	12.4
Western	36	0.4	23	63.9	0	0.0	3	8.3	10	27.8
Michigan										
Eastern	94	1.2	28	29.8	26	27.7	34	36.2	6	6.4
Western	100	1.2	53	53.0	15	15.0	6	6.0	26	26.0
Ohio										
Northern	130	1.6	62	47.7	20	15.4	35	26.9	13	10.0
Southern	55	0.7	27	49.1	10	18.2	13	23.6	5	9.1
Tennessee										
Eastern	95	1.2	36	37.9	16	16.8	32	33.7	11	11.6
Middle	32	0.4	14	43.8	11	34.4	7	21.9	0	0.0
Western	80	1.0	36	45.0	17	21.3	21	26.3	6	7.5
SEVENTH CIRCUIT	356	4.4	174	48.9	44	12.4	95	26.7	43	12.1
Illinois										
Central	47	0.6	21	44.7	5	10.6	10	21.3	11	23.4
Northern	147	1.8	77	52.4	17	11.6	40	27.2	13	8.8
Southern	39	0.5	27	69.2	3	7.7	3	7.7	6	15.4
Indiana										
Northern	34	0.4	8	23.5	7	20.6	16	47.1	3	8.8
Southern	27	0.3	10	37.0	5	18.5	6	22.2	6	22.2
Wisconsin										
Eastern	44	0.5	23	52.3	4	9.1	16	36.4	1	2.3
Western	18	0.2	8	44.4	3	16.7	4	22.2	3	16.7
EIGHTH CIRCUIT	653	8.0	355	54.4	80	12.3	116	17.8	102	15.6
Arkansas										
Eastern	44	0.5	24	54.5	4	9.1	13	29.5	3	6.8
Western	64	0.8	43	67.2	4	6.3	3	4.7	14	21.9
Iowa										
Northern	128	1.6	91	71.1	6	4.7	11	8.6	20	15.6
Southern	72	0.9	40	55.6	7	9.7	13	18.1	12	16.7
Minnesota	89	1.1	38	42.7	25	28.1	22	24.7	4	4.5
Missouri										
Eastern	65	0.8	32	49.2	10	15.4	9	13.8	14	21.5
Western	103	1.3	42	40.8	12	11.7	25	24.3	24	23.3
Nebraska	38	0.5	23	60.5	6	15.8	4	10.5	5	13.2
North Dakota	20	0.2	9	45.0	2	10.0	6	30.0	3	15.0
South Dakota	30	0.4	13	43.3	4	13.3	10	33.3	3	10.0

Table 55 (cont.)

CIRCUIT District	Total		Sentence Only		Sentence and Conviction		Conviction Only		Anders Brief	
	N	%	N	%	N	%	N	%	N	%
NINTH CIRCUIT	1,157	14.2	468	40.4	200	17.3	354	30.6	135	11.7
Alaska	10	0.1	2	20.0	1	10.0	6	60.0	1	10.0
Arizona	238	2.9	87	36.6	40	16.8	48	20.2	63	26.5
California										
Central	238	2.9	84	35.3	44	18.5	82	34.5	28	11.8
Eastern	69	0.8	23	33.3	20	29.0	17	24.6	9	13.0
Northern	56	0.7	16	28.6	5	8.9	32	57.1	3	5.4
Southern	227	2.8	136	59.9	31	13.7	59	26.0	1	0.4
Guam	1	0.0	1	100.0	0	0.0	0	0.0	0	0.0
Hawaii	17	0.2	4	23.5	4	23.5	5	29.4	4	23.5
Idaho	25	0.3	9	36.0	8	32.0	8	32.0	0	0.0
Montana	92	1.1	39	42.4	13	14.1	30	32.6	10	10.9
Nevada	82	1.0	34	41.5	19	23.2	24	29.3	5	6.1
Northern Mariana Islands	7	0.1	1	14.3	1	14.3	3	42.9	2	28.6
Oregon	32	0.4	12	37.5	6	18.8	11	34.4	3	9.4
Washington										
Eastern	19	0.2	8	42.1	1	5.3	6	31.6	4	21.1
Western	44	0.5	12	27.3	7	15.9	23	52.3	2	4.5
TENTH CIRCUIT	332	4.1	166	50.0	44	13.3	87	26.2	35	10.5
Colorado	71	0.9	43	60.6	10	14.1	15	21.1	3	4.2
Kansas	63	0.8	36	57.1	8	12.7	14	22.2	5	7.9
New Mexico	48	0.6	19	39.6	13	27.1	10	20.8	6	12.5
Oklahoma										
Eastern	27	0.3	10	37.0	3	11.1	12	44.4	2	7.4
Northern	33	0.4	16	48.5	2	6.1	7	21.2	8	24.2
Western	47	0.6	23	48.9	5	10.6	10	21.3	9	19.1
Utah	23	0.3	8	34.8	2	8.7	13	56.5	0	0.0
Wyoming	20	0.2	11	55.0	1	5.0	6	30.0	2	10.0
ELEVENTH CIRCUIT	918	11.3	418	45.5	169	18.4	192	20.9	139	15.1
Alabama										
Middle	32	0.4	22	68.8	6	18.8	4	12.5	0	0.0
Northern	39	0.5	11	28.2	6	15.4	15	38.5	7	17.9
Southern	25	0.3	10	40.0	3	12.0	5	20.0	7	28.0
Florida										
Middle	200	2.5	81	40.5	29	14.5	43	21.5	47	23.5
Northern	70	0.9	21	30.0	10	14.3	20	28.6	19	27.1
Southern	336	4.1	168	50.0	79	23.5	66	19.6	23	6.8
Georgia										
Middle	52	0.6	22	42.3	5	9.6	13	25.0	12	23.1
Northern	108	1.3	59	54.6	19	17.6	18	16.7	12	11.1
Southern	56	0.7	24	42.9	12	21.4	8	14.3	12	21.4

¹ Of the 8,306 appeals cases, 147 were excluded because the type of appeal was "unknown." Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2015 Appeals Datafile, APPFY15.