

Table A-1

TYPE OF APPEAL IN EACH CIRCUIT AND DISTRICT¹
Fiscal Year 2020

CIRCUIT District	Total		Sentence and Conviction		Conviction Only		Anders Brief			
	N	%	N	%	N	%	N	%		
TOTAL	6,916		3,372	48.8	982	14.2	1,527	22.1	1,035	15.0
D.C. CIRCUIT	36		15	41.7	10	27.8	11	30.6	0	0.0
District of Columbia	36		15	41.7	10	27.8	11	30.6	0	0.0
FIRST CIRCUIT	216		100	46.3	30	13.9	49	22.7	37	17.1
Maine	27		15	55.6	2	7.4	7	25.9	3	11.1
Massachusetts	44		15	34.1	8	18.2	17	38.6	4	9.1
New Hampshire	17		10	58.8	2	11.8	3	17.6	2	11.8
Puerto Rico	124		59	47.6	17	13.7	20	16.1	28	22.6
Rhode Island	4		1	25.0	1	25.0	2	50.0	0	0.0
SECOND CIRCUIT	482		186	38.6	105	21.8	152	31.5	39	8.1
Connecticut	32		8	25.0	12	37.5	10	31.3	2	6.3
New York										
Eastern	98		46	46.9	15	15.3	32	32.7	5	5.1
Northern	87		40	46.0	23	26.4	20	23.0	4	4.6
Southern	186		57	30.6	39	21.0	71	38.2	19	10.2
Western	61		27	44.3	14	23.0	13	21.3	7	11.5
Vermont	18		8	44.4	2	11.1	6	33.3	2	11.1
THIRD CIRCUIT	294		132	44.9	63	21.4	84	28.6	15	5.1
Delaware	6		2	33.3	0	0.0	3	50.0	1	16.7
New Jersey	60		25	41.7	12	20.0	22	36.7	1	1.7
Pennsylvania										
Eastern	87		43	49.4	21	24.1	19	21.8	4	4.6
Middle	87		38	43.7	21	24.1	23	26.4	5	5.7
Western	40		20	50.0	8	20.0	11	27.5	1	2.5
Virgin Islands	14		4	28.6	1	7.1	6	42.9	3	21.4
FOURTH CIRCUIT	837		440	52.6	119	14.2	148	17.7	130	15.5
Maryland	92		33	35.9	27	29.3	24	26.1	8	8.7
North Carolina										
Eastern	166		105	63.3	23	13.9	23	13.9	15	9.0
Middle	98		43	43.9	4	4.1	13	13.3	38	38.8
Western	78		47	60.3	15	19.2	10	12.8	6	7.7
South Carolina	162		80	49.4	20	12.3	21	13.0	41	25.3
Virginia										
Eastern	123		68	55.3	15	12.2	34	27.6	6	4.9
Western	34		24	70.6	6	17.6	4	11.8	0	0.0
West Virginia										
Northern	50		22	44.0	3	6.0	12	24.0	13	26.0
Southern	34		18	52.9	6	17.6	7	20.6	3	8.8

Table A-1 (cont.)

CIRCUIT District	Total	Sentence Only		Sentence and Conviction		Conviction Only		Anders Brief	
	N	N	%	N	%	N	%	N	%
FIFTH CIRCUIT	1,498	650	43.4	130	8.7	291	19.4	427	28.5
Louisiana									
Eastern	25	12	48.0	8	32.0	4	16.0	1	4.0
Middle	25	9	36.0	5	20.0	6	24.0	5	20.0
Western	77	36	46.8	15	19.5	16	20.8	10	13.0
Mississippi									
Northern	18	9	50.0	1	5.6	8	44.4	0	0.0
Southern	56	38	67.9	6	10.7	7	12.5	5	8.9
Texas									
Eastern	59	14	23.7	12	20.3	13	22.0	20	33.9
Northern	456	215	47.1	40	8.8	58	12.7	143	31.4
Southern	369	125	33.9	20	5.4	71	19.2	153	41.5
Western	413	192	46.5	23	5.6	108	26.2	90	21.8
SIXTH CIRCUIT	744	407	54.7	123	16.5	138	18.5	76	10.2
Kentucky									
Eastern	129	71	55.0	23	17.8	27	20.9	8	6.2
Western	34	22	64.7	5	14.7	4	11.8	3	8.8
Michigan									
Eastern	64	29	45.3	17	26.6	12	18.8	6	9.4
Western	106	65	61.3	15	14.2	12	11.3	14	13.2
Ohio									
Northern	170	101	59.4	23	13.5	31	18.2	15	8.8
Southern	38	15	39.5	6	15.8	10	26.3	7	18.4
Tennessee									
Eastern	73	41	56.2	11	15.1	17	23.3	4	5.5
Middle	35	21	60.0	8	22.9	4	11.4	2	5.7
Western	95	42	44.2	15	15.8	21	22.1	17	17.9
SEVENTH CIRCUIT	281	137	48.8	31	11.0	66	23.5	47	16.7
Illinois									
Central	60	32	53.3	5	8.3	11	18.3	12	20.0
Northern	85	38	44.7	11	12.9	26	30.6	10	11.8
Southern	30	14	46.7	2	6.7	5	16.7	9	30.0
Indiana									
Northern	24	16	66.7	3	12.5	4	16.7	1	4.2
Southern	32	12	37.5	7	21.9	8	25.0	5	15.6
Wisconsin									
Eastern	20	7	35.0	3	15.0	4	20.0	6	30.0
Western	30	18	60.0	0	0.0	8	26.7	4	13.3
EIGHTH CIRCUIT	760	470	61.8	85	11.2	102	13.4	103	13.6
Arkansas									
Eastern	38	31	81.6	2	5.3	2	5.3	3	7.9
Western	0	0	0.0	0	0.0	0	0.0	0	0.0
Iowa									
Northern	119	73	61.3	12	10.1	16	13.4	18	15.1
Southern	149	89	59.7	19	12.8	21	14.1	20	13.4
Minnesota	91	55	60.4	18	19.8	11	12.1	7	7.7
Missouri									
Eastern	51	30	58.8	5	9.8	9	17.6	7	13.7
Western	184	116	63.0	15	8.2	17	9.2	36	19.6
Nebraska	48	28	58.3	3	6.3	12	25.0	5	10.4
North Dakota	34	22	64.7	3	8.8	6	17.6	3	8.8
South Dakota	46	26	56.5	8	17.4	8	17.4	4	8.7

Table A-1 (cont.)

CIRCUIT	Total		Sentence and Conviction		Conviction Only		Anders Brief			
	N	%	N	%	N	%	N	%		
NINTH CIRCUIT	669		289	43.2	118	17.6	211	31.5	51	7.6
Alaska	12		5	41.7	3	25.0	4	33.3	0	0.0
Arizona	96		22	22.9	15	15.6	37	38.5	22	22.9
California										
Central	125		51	40.8	37	29.6	34	27.2	3	2.4
Eastern	60		29	48.3	9	15.0	18	30.0	4	6.7
Northern	50		14	28.0	8	16.0	26	52.0	2	4.0
Southern	97		41	42.3	17	17.5	37	38.1	2	2.1
Guam	3		2	66.7	0	0.0	1	33.3	0	0.0
Hawaii	26		18	69.2	3	11.5	4	15.4	1	3.8
Idaho	22		17	77.3	1	4.5	1	4.5	3	13.6
Montana	47		27	57.4	2	4.3	13	27.7	5	10.6
Nevada	56		26	46.4	12	21.4	13	23.2	5	8.9
Northern Mariana Islands	2		1	50.0	0	0.0	1	50.0	0	0.0
Oregon	17		9	52.9	3	17.6	5	29.4	0	0.0
Washington										
Eastern	27		17	63.0	4	14.8	4	14.8	2	7.4
Western	29		10	34.5	4	13.8	13	44.8	2	6.9
TENTH CIRCUIT	232		133	57.3	19	8.2	65	28.0	15	6.5
Colorado	54		32	59.3	4	7.4	17	31.5	1	1.9
Kansas	33		14	42.4	5	15.2	9	27.3	5	15.2
New Mexico	48		30	62.5	1	2.1	14	29.2	3	6.3
Oklahoma										
Eastern	15		7	46.7	2	13.3	5	33.3	1	6.7
Northern	18		10	55.6	1	5.6	6	33.3	1	5.6
Western	42		29	69.0	3	7.1	7	16.7	3	7.1
Utah	12		6	50.0	1	8.3	5	41.7	0	0.0
Wyoming	10		5	50.0	2	20.0	2	20.0	1	10.0
ELEVENTH CIRCUIT	867		413	47.6	149	17.2	210	24.2	95	11.0
Alabama										
Middle	44		19	43.2	9	20.5	15	34.1	1	2.3
Northern	46		21	45.7	6	13.0	14	30.4	5	10.9
Southern	53		28	52.8	9	17.0	11	20.8	5	9.4
Florida										
Middle	270		128	47.4	51	18.9	49	18.1	42	15.6
Northern	61		26	42.6	9	14.8	17	27.9	9	14.8
Southern	246		125	50.8	45	18.3	66	26.8	10	4.1
Georgia										
Middle	48		19	39.6	12	25.0	11	22.9	6	12.5
Northern	64		31	48.4	8	12.5	22	34.4	3	4.7
Southern	35		16	45.7	0	0.0	5	14.3	14	40.0

¹ Of the 6,960 appeals cases, 40 were excluded because the type of appeal was 'unknown'. Of the remaining cases, four were excluded because information on the district of the original sentence could not be determined. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2020 Appeals Datafile, APPFY20.