

**Table A-1**

**TYPE OF APPEAL IN EACH CIRCUIT AND DISTRICT<sup>1</sup>**  
**Fiscal Year 2021**

CIRCUIT District	Total	Sentence Only		Sentence and Conviction		Conviction Only		<i>Anders Brief</i>	
	N	N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>7,237</b>	<b>4,279</b>	<b>59.1</b>	<b>832</b>	<b>11.5</b>	<b>1,202</b>	<b>16.6</b>	<b>924</b>	<b>12.8</b>
<b>D.C. CIRCUIT</b>	<b>69</b>	<b>38</b>	<b>55.1</b>	<b>7</b>	<b>10.1</b>	<b>21</b>	<b>30.4</b>	<b>3</b>	<b>4.3</b>
District of Columbia	69	38	55.1	7	10.1	21	30.4	3	4.3
<b>FIRST CIRCUIT</b>	<b>237</b>	<b>110</b>	<b>46.4</b>	<b>47</b>	<b>19.8</b>	<b>57</b>	<b>24.1</b>	<b>23</b>	<b>9.7</b>
Maine	28	14	50.0	4	14.3	10	35.7	0	0.0
Massachusetts	58	15	25.9	28	48.3	14	24.1	1	1.7
New Hampshire	12	3	25.0	1	8.3	8	66.7	0	0.0
Puerto Rico	129	70	54.3	13	10.1	25	19.4	21	16.3
Rhode Island	10	8	80.0	1	10.0	0	0.0	1	10.0
<b>SECOND CIRCUIT</b>	<b>404</b>	<b>195</b>	<b>48.3</b>	<b>63</b>	<b>15.6</b>	<b>115</b>	<b>28.5</b>	<b>31</b>	<b>7.7</b>
Connecticut	39	21	53.8	2	5.1	13	33.3	3	7.7
New York									
Eastern	66	37	56.1	8	12.1	14	21.2	7	10.6
Northern	64	45	70.3	6	9.4	12	18.8	1	1.6
Southern	165	65	39.4	30	18.2	58	35.2	12	7.3
Western	64	26	40.6	16	25.0	15	23.4	7	10.9
Vermont	6	1	16.7	1	16.7	3	50.0	1	16.7
<b>THIRD CIRCUIT</b>	<b>303</b>	<b>182</b>	<b>60.1</b>	<b>34</b>	<b>11.2</b>	<b>68</b>	<b>22.4</b>	<b>19</b>	<b>6.3</b>
Delaware	10	1	10.0	3	30.0	6	60.0	0	0.0
New Jersey	44	23	52.3	7	15.9	13	29.5	1	2.3
Pennsylvania									
Eastern	92	58	63.0	11	12.0	20	21.7	3	3.3
Middle	93	61	65.6	8	8.6	13	14.0	11	11.8
Western	50	35	70.0	5	10.0	8	16.0	2	4.0
Virgin Islands	14	4	28.6	0	0.0	8	57.1	2	14.3
<b>FOURTH CIRCUIT</b>	<b>955</b>	<b>694</b>	<b>72.7</b>	<b>90</b>	<b>9.4</b>	<b>105</b>	<b>11.0</b>	<b>66</b>	<b>6.9</b>
Maryland	58	34	58.6	9	15.5	10	17.2	5	8.6
North Carolina									
Eastern	243	205	84.4	25	10.3	7	2.9	6	2.5
Middle	118	75	63.6	9	7.6	15	12.7	19	16.1
Western	113	68	60.2	13	11.5	19	16.8	13	11.5
South Carolina	106	86	81.1	8	7.5	5	4.7	7	6.6
Virginia									
Eastern	171	132	77.2	11	6.4	26	15.2	2	1.2
Western	51	39	76.5	8	15.7	4	7.8	0	0.0
West Virginia									
Northern	40	21	52.5	2	5.0	6	15.0	11	27.5
Southern	55	34	61.8	5	9.1	13	23.6	3	5.5

**Table A-1 (cont.)**

CIRCUIT District	Total		Sentence and Conviction		Conviction Only		Anders Brief	
	N	%	N	%	N	%	N	%
<b>FIFTH CIRCUIT</b>	<b>1,390</b>	<b>48.5</b>	<b>114</b>	<b>8.2</b>	<b>148</b>	<b>10.6</b>	<b>454</b>	<b>32.7</b>
Louisiana								
Eastern	36	47.2	6	16.7	12	33.3	1	2.8
Middle	17	35.3	1	5.9	3	17.6	7	41.2
Western	53	56.6	8	15.1	9	17.0	6	11.3
Mississippi								
Northern	9	88.9	0	0.0	1	11.1	0	0.0
Southern	63	73.0	9	14.3	8	12.7	0	0.0
Texas								
Eastern	98	33.7	6	6.1	13	13.3	46	46.9
Northern	449	46.5	43	9.6	36	8.0	161	35.9
Southern	306	32.7	17	5.6	25	8.2	164	53.6
Western	359	62.7	24	6.7	41	11.4	69	19.2
<b>SIXTH CIRCUIT</b>	<b>854</b>	<b>66.9</b>	<b>101</b>	<b>11.8</b>	<b>122</b>	<b>14.3</b>	<b>60</b>	<b>7.0</b>
Kentucky								
Eastern	125	59.2	20	16.0	18	14.4	13	10.4
Western	41	61.0	2	4.9	13	31.7	1	2.4
Michigan								
Eastern	127	62.2	27	21.3	18	14.2	3	2.4
Western	131	75.6	10	7.6	13	9.9	9	6.9
Ohio								
Northern	182	72.0	12	6.6	26	14.3	13	7.1
Southern	57	57.9	7	12.3	8	14.0	9	15.8
Tennessee								
Eastern	96	79.2	8	8.3	9	9.4	3	3.1
Middle	35	65.7	6	17.1	5	14.3	1	2.9
Western	60	51.7	9	15.0	12	20.0	8	13.3
<b>SEVENTH CIRCUIT</b>	<b>341</b>	<b>61.0</b>	<b>23</b>	<b>6.7</b>	<b>59</b>	<b>17.3</b>	<b>51</b>	<b>15.0</b>
Illinois								
Central	68	72.1	4	5.9	11	16.2	4	5.9
Northern	78	66.7	5	6.4	14	17.9	7	9.0
Southern	37	54.1	4	10.8	1	2.7	12	32.4
Indiana								
Northern	61	60.7	3	4.9	8	13.1	13	21.3
Southern	55	40.0	7	12.7	17	30.9	9	16.4
Wisconsin								
Eastern	16	68.8	0	0.0	4	25.0	1	6.3
Western	26	65.4	0	0.0	4	15.4	5	19.2
<b>EIGHTH CIRCUIT</b>	<b>714</b>	<b>69.2</b>	<b>66</b>	<b>9.2</b>	<b>83</b>	<b>11.6</b>	<b>71</b>	<b>9.9</b>
Arkansas								
Eastern	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
Iowa								
Northern	137	62.8	14	10.2	14	10.2	23	16.8
Southern	186	70.4	22	11.8	10	5.4	23	12.4
Minnesota	130	78.5	12	9.2	13	10.0	3	2.3
Missouri								
Eastern	61	72.1	1	1.6	12	19.7	4	6.6
Western	48	60.4	2	4.2	5	10.4	12	25.0
Nebraska	43	67.4	4	9.3	7	16.3	3	7.0
North Dakota	45	73.3	3	6.7	6	13.3	3	6.7
South Dakota	64	62.5	8	12.5	16	25.0	0	0.0

**Table A-1 (cont.)**

CIRCUIT District	Total		Sentence and Conviction		Conviction Only		Anders Brief			
	N	%	N	%	N	%	N	%		
<b>NINTH CIRCUIT</b>	<b>680</b>		<b>335</b>	<b>49.3</b>	<b>131</b>	<b>19.3</b>	<b>185</b>	<b>27.2</b>	<b>29</b>	<b>4.3</b>
Alaska	30		14	46.7	3	10.0	10	33.3	3	10.0
Arizona	90		45	50.0	22	24.4	13	14.4	10	11.1
California										
Central	123		48	39.0	39	31.7	33	26.8	3	2.4
Eastern	70		34	48.6	16	22.9	19	27.1	1	1.4
Northern	47		18	38.3	9	19.1	18	38.3	2	4.3
Southern	73		37	50.7	12	16.4	23	31.5	1	1.4
Guam	2		1	50.0	0	0.0	1	50.0	0	0.0
Hawaii	30		26	86.7	2	6.7	2	6.7	0	0.0
Idaho	29		20	69.0	2	6.9	6	20.7	1	3.4
Montana	62		34	54.8	3	4.8	20	32.3	5	8.1
Nevada	46		22	47.8	10	21.7	14	30.4	0	0.0
Northern Mariana Islands	4		3	75.0	1	25.0	0	0.0	0	0.0
Oregon	14		6	42.9	5	35.7	3	21.4	0	0.0
Washington										
Eastern	38		18	47.4	4	10.5	13	34.2	3	7.9
Western	22		9	40.9	3	13.6	10	45.5	0	0.0
<b>TENTH CIRCUIT</b>	<b>497</b>		<b>316</b>	<b>63.6</b>	<b>50</b>	<b>10.1</b>	<b>103</b>	<b>20.7</b>	<b>28</b>	<b>5.6</b>
Colorado	63		37	58.7	7	11.1	18	28.6	1	1.6
Kansas	288		210	72.9	20	6.9	36	12.5	22	7.6
New Mexico	44		15	34.1	9	20.5	17	38.6	3	6.8
Oklahoma										
Eastern	11		6	54.5	1	9.1	3	27.3	1	9.1
Northern	16		7	43.8	2	12.5	7	43.8	0	0.0
Western	43		27	62.8	8	18.6	8	18.6	0	0.0
Utah	16		10	62.5	1	6.3	4	25.0	1	6.3
Wyoming	16		4	25.0	2	12.5	10	62.5	0	0.0
<b>ELEVENTH CIRCUIT</b>	<b>793</b>		<b>462</b>	<b>58.3</b>	<b>106</b>	<b>13.4</b>	<b>136</b>	<b>17.2</b>	<b>89</b>	<b>11.2</b>
Alabama										
Middle	26		10	38.5	4	15.4	10	38.5	2	7.7
Northern	52		31	59.6	6	11.5	10	19.2	5	9.6
Southern	41		18	43.9	6	14.6	12	29.3	5	12.2
Florida										
Middle	252		133	52.8	28	11.1	36	14.3	55	21.8
Northern	63		42	66.7	3	4.8	12	19.0	6	9.5
Southern	225		139	61.8	46	20.4	36	16.0	4	1.8
Georgia										
Middle	37		22	59.5	3	8.1	8	21.6	4	10.8
Northern	56		39	69.6	7	12.5	9	16.1	1	1.8
Southern	41		28	68.3	3	7.3	3	7.3	7	17.1

<sup>1</sup> Of the 7,443 appeals cases, 206 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, 2021 Appeals Datafile, APPFY21.