

Table 55

TYPES OF APPEAL IN EACH CIRCUIT AND DISTRICT¹
Fiscal Year 2014

| CIRCUIT District | Total | | Sentence Only | | Sentence and Conviction | | Conviction Only | | Anders Brief | |
|-----------------------|--------------|--------------|------------------|-------------|----------------------------|-------------|--------------------|-------------|--------------|-------------|
| | N | % | N | % | N | % | N | % | N | % |
| TOTAL | 8,419 | 100.0 | 3,765 | 44.7 | 1,165 | 13.8 | 1,843 | 21.9 | 1,646 | 19.6 |
| D.C. CIRCUIT | 60 | 0.7 | 22 | 36.7 | 19 | 31.7 | 19 | 31.7 | 0 | 0.0 |
| District of Columbia | 60 | 0.7 | 22 | 36.7 | 19 | 31.7 | 19 | 31.7 | 0 | 0.0 |
| FIRST CIRCUIT | 290 | 3.4 | 138 | 47.6 | 52 | 17.9 | 61 | 21.0 | 39 | 13.4 |
| Maine | 37 | 0.4 | 14 | 37.8 | 13 | 35.1 | 8 | 21.6 | 2 | 5.4 |
| Massachusetts | 68 | 0.8 | 27 | 39.7 | 14 | 20.6 | 23 | 33.8 | 4 | 5.9 |
| New Hampshire | 10 | 0.1 | 5 | 50.0 | 1 | 10.0 | 3 | 30.0 | 1 | 10.0 |
| Puerto Rico | 158 | 1.9 | 83 | 52.5 | 22 | 13.9 | 21 | 13.3 | 32 | 20.3 |
| Rhode Island | 17 | 0.2 | 9 | 52.9 | 2 | 11.8 | 6 | 35.3 | 0 | 0.0 |
| SECOND CIRCUIT | 527 | 6.3 | 198 | 37.6 | 91 | 17.3 | 138 | 26.2 | 100 | 19.0 |
| Connecticut | 58 | 0.7 | 27 | 46.6 | 11 | 19.0 | 11 | 19.0 | 9 | 15.5 |
| New York | | | | | | | | | | |
| Eastern | 123 | 1.5 | 52 | 42.3 | 20 | 16.3 | 28 | 22.8 | 23 | 18.7 |
| Northern | 81 | 1.0 | 39 | 48.1 | 15 | 18.5 | 17 | 21.0 | 10 | 12.3 |
| Southern | 200 | 2.4 | 56 | 28.0 | 35 | 17.5 | 56 | 28.0 | 53 | 26.5 |
| Western | 40 | 0.5 | 13 | 32.5 | 6 | 15.0 | 17 | 42.5 | 4 | 10.0 |
| Vermont | 25 | 0.3 | 11 | 44.0 | 4 | 16.0 | 9 | 36.0 | 1 | 4.0 |
| THIRD CIRCUIT | 381 | 4.5 | 150 | 39.4 | 70 | 18.4 | 119 | 31.2 | 42 | 11.0 |
| Delaware | 11 | 0.1 | 3 | 27.3 | 2 | 18.2 | 3 | 27.3 | 3 | 27.3 |
| New Jersey | 64 | 0.8 | 24 | 37.5 | 11 | 17.2 | 19 | 29.7 | 10 | 15.6 |
| Pennsylvania | | | | | | | | | | |
| Eastern | 145 | 1.7 | 52 | 35.9 | 32 | 22.1 | 52 | 35.9 | 9 | 6.2 |
| Middle | 76 | 0.9 | 33 | 43.4 | 12 | 15.8 | 15 | 19.7 | 16 | 21.1 |
| Western | 68 | 0.8 | 37 | 54.4 | 9 | 13.2 | 18 | 26.5 | 4 | 5.9 |
| Virgin Islands | 17 | 0.2 | 1 | 5.9 | 4 | 23.5 | 12 | 70.6 | 0 | 0.0 |
| FOURTH CIRCUIT | 1,040 | 12.4 | 483 | 46.4 | 128 | 12.3 | 192 | 18.5 | 237 | 22.8 |
| Maryland | 135 | 1.6 | 52 | 38.5 | 21 | 15.6 | 43 | 31.9 | 19 | 14.1 |
| North Carolina | | | | | | | | | | |
| Eastern | 215 | 2.6 | 134 | 62.3 | 25 | 11.6 | 19 | 8.8 | 37 | 17.2 |
| Middle | 154 | 1.8 | 76 | 49.4 | 15 | 9.7 | 14 | 9.1 | 49 | 31.8 |
| Western | 109 | 1.3 | 48 | 44.0 | 14 | 12.8 | 16 | 14.7 | 31 | 28.4 |
| South Carolina | 157 | 1.9 | 60 | 38.2 | 13 | 8.3 | 12 | 7.6 | 72 | 45.9 |
| Virginia | | | | | | | | | | |
| Eastern | 145 | 1.7 | 55 | 37.9 | 23 | 15.9 | 53 | 36.6 | 14 | 9.7 |
| Western | 52 | 0.6 | 23 | 44.2 | 10 | 19.2 | 18 | 34.6 | 1 | 1.9 |
| West Virginia | | | | | | | | | | |
| Northern | 31 | 0.4 | 8 | 25.8 | 4 | 12.9 | 9 | 29.0 | 10 | 32.3 |
| Southern | 42 | 0.5 | 27 | 64.3 | 3 | 7.1 | 8 | 19.0 | 4 | 9.5 |

Table 55 (cont.)

| CIRCUIT District | Total | | Sentence Only | | Sentence and Conviction | | Conviction Only | | Anders Brief | |
|------------------------|--------------|-------------|------------------|-------------|----------------------------|-------------|--------------------|-------------|--------------|-------------|
| | N | % | N | % | N | % | N | % | N | % |
| FIFTH CIRCUIT | 1,739 | 20.7 | 721 | 41.5 | 146 | 8.4 | 238 | 13.7 | 634 | 36.5 |
| Louisiana | | | | | | | | | | |
| Eastern | 37 | 0.4 | 14 | 37.8 | 7 | 18.9 | 7 | 18.9 | 9 | 24.3 |
| Middle | 27 | 0.3 | 6 | 22.2 | 7 | 25.9 | 11 | 40.7 | 3 | 11.1 |
| Western | 73 | 0.9 | 31 | 42.5 | 8 | 11.0 | 19 | 26.0 | 15 | 20.5 |
| Mississippi | | | | | | | | | | |
| Northern | 31 | 0.4 | 17 | 54.8 | 7 | 22.6 | 7 | 22.6 | 0 | 0.0 |
| Southern | 24 | 0.3 | 13 | 54.2 | 6 | 25.0 | 5 | 20.8 | 0 | 0.0 |
| Texas | | | | | | | | | | |
| Eastern | 91 | 1.1 | 18 | 19.8 | 21 | 23.1 | 20 | 22.0 | 32 | 35.2 |
| Northern | 353 | 4.2 | 139 | 39.4 | 27 | 7.6 | 38 | 10.8 | 149 | 42.2 |
| Southern | 691 | 8.2 | 244 | 35.3 | 38 | 5.5 | 74 | 10.7 | 335 | 48.5 |
| Western | 412 | 4.9 | 239 | 58.0 | 25 | 6.1 | 57 | 13.8 | 91 | 22.1 |
| SIXTH CIRCUIT | 837 | 9.9 | 406 | 48.5 | 136 | 16.2 | 184 | 22.0 | 111 | 13.3 |
| Kentucky | | | | | | | | | | |
| Eastern | 73 | 0.9 | 32 | 43.8 | 12 | 16.4 | 21 | 28.8 | 8 | 11.0 |
| Western | 69 | 0.8 | 40 | 58.0 | 7 | 10.1 | 10 | 14.5 | 12 | 17.4 |
| Michigan | | | | | | | | | | |
| Eastern | 108 | 1.3 | 48 | 44.4 | 25 | 23.1 | 31 | 28.7 | 4 | 3.7 |
| Western | 101 | 1.2 | 50 | 49.5 | 14 | 13.9 | 12 | 11.9 | 25 | 24.8 |
| Ohio | | | | | | | | | | |
| Northern | 148 | 1.8 | 72 | 48.6 | 20 | 13.5 | 43 | 29.1 | 13 | 8.8 |
| Southern | 74 | 0.9 | 41 | 55.4 | 10 | 13.5 | 15 | 20.3 | 8 | 10.8 |
| Tennessee | | | | | | | | | | |
| Eastern | 141 | 1.7 | 67 | 47.5 | 31 | 22.0 | 18 | 12.8 | 25 | 17.7 |
| Middle | 26 | 0.3 | 11 | 42.3 | 3 | 11.5 | 9 | 34.6 | 3 | 11.5 |
| Western | 97 | 1.2 | 45 | 46.4 | 14 | 14.4 | 25 | 25.8 | 13 | 13.4 |
| SEVENTH CIRCUIT | 436 | 5.2 | 198 | 45.4 | 63 | 14.5 | 92 | 21.1 | 83 | 19.0 |
| Illinois | | | | | | | | | | |
| Central | 59 | 0.7 | 35 | 59.3 | 5 | 8.5 | 13 | 22.0 | 6 | 10.2 |
| Northern | 193 | 2.3 | 85 | 44.0 | 33 | 17.1 | 41 | 21.2 | 34 | 17.6 |
| Southern | 51 | 0.6 | 27 | 52.9 | 4 | 7.8 | 6 | 11.8 | 14 | 27.5 |
| Indiana | | | | | | | | | | |
| Northern | 34 | 0.4 | 11 | 32.4 | 5 | 14.7 | 10 | 29.4 | 8 | 23.5 |
| Southern | 39 | 0.5 | 16 | 41.0 | 10 | 25.6 | 8 | 20.5 | 5 | 12.8 |
| Wisconsin | | | | | | | | | | |
| Eastern | 40 | 0.5 | 19 | 47.5 | 2 | 5.0 | 11 | 27.5 | 8 | 20.0 |
| Western | 20 | 0.2 | 5 | 25.0 | 4 | 20.0 | 3 | 15.0 | 8 | 40.0 |
| EIGHTH CIRCUIT | 530 | 6.3 | 245 | 46.2 | 52 | 9.8 | 131 | 24.7 | 102 | 19.2 |
| Arkansas | | | | | | | | | | |
| Eastern | 58 | 0.7 | 28 | 48.3 | 5 | 8.6 | 11 | 19.0 | 14 | 24.1 |
| Western | 31 | 0.4 | 11 | 35.5 | 1 | 3.2 | 5 | 16.1 | 14 | 45.2 |
| Iowa | | | | | | | | | | |
| Northern | 58 | 0.7 | 25 | 43.1 | 10 | 17.2 | 13 | 22.4 | 10 | 17.2 |
| Southern | 63 | 0.7 | 36 | 57.1 | 5 | 7.9 | 11 | 17.5 | 11 | 17.5 |
| Minnesota | 52 | 0.6 | 31 | 59.6 | 7 | 13.5 | 11 | 21.2 | 3 | 5.8 |
| Missouri | | | | | | | | | | |
| Eastern | 62 | 0.7 | 27 | 43.5 | 7 | 11.3 | 20 | 32.3 | 8 | 12.9 |
| Western | 120 | 1.4 | 44 | 36.7 | 9 | 7.5 | 30 | 25.0 | 37 | 30.8 |
| Nebraska | 43 | 0.5 | 23 | 53.5 | 2 | 4.7 | 15 | 34.9 | 3 | 7.0 |
| North Dakota | 15 | 0.2 | 6 | 40.0 | 0 | 0.0 | 8 | 53.3 | 1 | 6.7 |
| South Dakota | 28 | 0.3 | 14 | 50.0 | 6 | 21.4 | 7 | 25.0 | 1 | 3.6 |

Table 55 (cont.)

| CIRCUIT District | Total | | Sentence Only | | Sentence and Conviction | | Conviction Only | | Anders Brief | |
|--------------------------|--------------|-------------|------------------|-------------|----------------------------|-------------|--------------------|-------------|--------------|-------------|
| | N | % | N | % | N | % | N | % | N | % |
| NINTH CIRCUIT | 1,222 | 14.5 | 596 | 48.8 | 172 | 14.1 | 308 | 25.2 | 146 | 11.9 |
| Alaska | 10 | 0.1 | 2 | 20.0 | 8 | 80.0 | 0 | 0.0 | 0 | 0.0 |
| Arizona | 293 | 3.5 | 141 | 48.1 | 32 | 10.9 | 48 | 16.4 | 72 | 24.6 |
| California | | | | | | | | | | |
| Central | 257 | 3.1 | 133 | 51.8 | 32 | 12.5 | 62 | 24.1 | 30 | 11.7 |
| Eastern | 62 | 0.7 | 31 | 50.0 | 12 | 19.4 | 18 | 29.0 | 1 | 1.6 |
| Northern | 59 | 0.7 | 24 | 40.7 | 11 | 18.6 | 19 | 32.2 | 5 | 8.5 |
| Southern | 187 | 2.2 | 105 | 56.2 | 35 | 18.7 | 40 | 21.4 | 7 | 3.7 |
| Guam | 3 | 0.0 | 2 | 66.7 | 1 | 33.3 | 0 | 0.0 | 0 | 0.0 |
| Hawaii | 20 | 0.2 | 5 | 25.0 | 1 | 5.0 | 11 | 55.0 | 3 | 15.0 |
| Idaho | 35 | 0.4 | 21 | 60.0 | 2 | 5.7 | 10 | 28.6 | 2 | 5.7 |
| Montana | 66 | 0.8 | 33 | 50.0 | 10 | 15.2 | 17 | 25.8 | 6 | 9.1 |
| Nevada | 94 | 1.1 | 44 | 46.8 | 13 | 13.8 | 28 | 29.8 | 9 | 9.6 |
| Northern Mariana Islands | 4 | 0.0 | 0 | 0.0 | 1 | 25.0 | 3 | 75.0 | 0 | 0.0 |
| Oregon | 34 | 0.4 | 19 | 55.9 | 4 | 11.8 | 9 | 26.5 | 2 | 5.9 |
| Washington | | | | | | | | | | |
| Eastern | 49 | 0.6 | 18 | 36.7 | 8 | 16.3 | 22 | 44.9 | 1 | 2.0 |
| Western | 49 | 0.6 | 18 | 36.7 | 2 | 4.1 | 21 | 42.9 | 8 | 16.3 |
| TENTH CIRCUIT | 341 | 4.1 | 123 | 36.1 | 36 | 10.6 | 143 | 41.9 | 39 | 11.4 |
| Colorado | 69 | 0.8 | 26 | 37.7 | 10 | 14.5 | 29 | 42.0 | 4 | 5.8 |
| Kansas | 78 | 0.9 | 34 | 43.6 | 9 | 11.5 | 28 | 35.9 | 7 | 9.0 |
| New Mexico | 68 | 0.8 | 14 | 20.6 | 7 | 10.3 | 34 | 50.0 | 13 | 19.1 |
| Oklahoma | | | | | | | | | | |
| Eastern | 18 | 0.2 | 9 | 50.0 | 3 | 16.7 | 5 | 27.8 | 1 | 5.6 |
| Northern | 29 | 0.3 | 10 | 34.5 | 0 | 0.0 | 16 | 55.2 | 3 | 10.3 |
| Western | 41 | 0.5 | 20 | 48.8 | 3 | 7.3 | 12 | 29.3 | 6 | 14.6 |
| Utah | 24 | 0.3 | 7 | 29.2 | 2 | 8.3 | 13 | 54.2 | 2 | 8.3 |
| Wyoming | 14 | 0.2 | 3 | 21.4 | 2 | 14.3 | 6 | 42.9 | 3 | 21.4 |
| ELEVENTH CIRCUIT | 1,016 | 12.1 | 485 | 47.7 | 200 | 19.7 | 218 | 21.5 | 113 | 11.1 |
| Alabama | | | | | | | | | | |
| Middle | 26 | 0.3 | 10 | 38.5 | 10 | 38.5 | 5 | 19.2 | 1 | 3.8 |
| Northern | 42 | 0.5 | 19 | 45.2 | 7 | 16.7 | 10 | 23.8 | 6 | 14.3 |
| Southern | 33 | 0.4 | 16 | 48.5 | 2 | 6.1 | 7 | 21.2 | 8 | 24.2 |
| Florida | | | | | | | | | | |
| Middle | 234 | 2.8 | 92 | 39.3 | 32 | 13.7 | 63 | 26.9 | 47 | 20.1 |
| Northern | 84 | 1.0 | 33 | 39.3 | 12 | 14.3 | 21 | 25.0 | 18 | 21.4 |
| Southern | 355 | 4.2 | 167 | 47.0 | 101 | 28.5 | 77 | 21.7 | 10 | 2.8 |
| Georgia | | | | | | | | | | |
| Middle | 76 | 0.9 | 54 | 71.1 | 5 | 6.6 | 11 | 14.5 | 6 | 7.9 |
| Northern | 105 | 1.2 | 54 | 51.4 | 27 | 25.7 | 17 | 16.2 | 7 | 6.7 |
| Southern | 61 | 0.7 | 40 | 65.6 | 4 | 6.6 | 7 | 11.5 | 10 | 16.4 |

¹ Of the 8,607 appeals cases, 188 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, 2014 Appeals Datafile, APPFY14.