

Table A-2

**DISPOSITION OF OFFENDER ORIGINAL SENTENCING APPEALS
IN EACH CIRCUIT AND DISTRICT¹
Fiscal Year 2020**

CIRCUIT District	Total	Affirmed		Reversed			Affirmed and Reversed			Dismissed		Remanded	
		N	%	N	R ²	%	N	R ²	%	N	%	N	%
TOTAL	3,190	2,284	71.6	293	293	9.2	118	112	3.7	458	14.4	37	1.2
D.C. CIRCUIT	17	13	76.5	3	3	17.6	0	0	0.0	1	5.9	0	0.0
District of Columbia	17	13	76.5	3	3	17.6	0	0	0.0	1	5.9	0	0.0
FIRST CIRCUIT	94	68	72.3	12	12	12.8	4	4	4.3	10	10.6	0	0.0
Maine	12	11	91.7	1	1	8.3	0	0	0.0	0	0.0	0	0.0
Massachusetts	22	17	77.3	5	5	22.7	0	0	0.0	0	0.0	0	0.0
New Hampshire	9	8	88.9	0	0	0.0	0	0	0.0	1	11.1	0	0.0
Puerto Rico	49	32	65.3	6	6	12.2	4	4	8.2	7	14.3	0	0.0
Rhode Island	2	0	0.0	0	0	0.0	0	0	0.0	2	100.0	0	0.0
SECOND CIRCUIT	238	153	64.3	23	23	9.7	26	26	10.9	25	10.5	11	4.6
Connecticut	18	11	61.1	3	3	16.7	3	3	16.7	1	5.6	0	0.0
New York													
Eastern	49	24	49.0	8	8	16.3	9	9	18.4	4	8.2	4	8.2
Northern	47	35	74.5	2	2	4.3	4	4	8.5	4	8.5	2	4.3
Southern	81	54	66.7	7	7	8.6	6	6	7.4	11	13.6	3	3.7
Western	36	23	63.9	3	3	8.3	3	3	8.3	5	13.9	2	5.6
Vermont	7	6	85.7	0	0	0.0	1	1	14.3	0	0.0	0	0.0
THIRD CIRCUIT	155	118	76.1	16	16	10.3	7	7	4.5	13	8.4	1	0.6
Delaware	0	0	0.0	0	0	0.0	0	0	0.0	0	0.0	0	0.0
New Jersey	29	27	93.1	1	1	3.4	0	0	0.0	1	3.4	0	0.0
Pennsylvania													
Eastern	46	33	71.7	8	8	17.4	3	3	6.5	1	2.2	1	2.2
Middle	53	38	71.7	6	6	11.3	4	4	7.5	5	9.4	0	0.0
Western	23	16	69.6	1	1	4.3	0	0	0.0	6	26.1	0	0.0
Virgin Islands	4	4	100.0	0	0	0.0	0	0	0.0	0	0.0	0	0.0
FOURTH CIRCUIT	351	227	64.7	21	21	6.0	8	8	2.3	92	26.2	3	0.9
Maryland	48	30	62.5	1	1	2.1	0	0	0.0	16	33.3	1	2.1
North Carolina													
Eastern	101	62	61.4	12	12	11.9	0	0	0.0	27	26.7	0	0.0
Middle	34	24	70.6	3	3	8.8	1	1	2.9	6	17.6	0	0.0
Western	43	26	60.5	1	1	2.3	2	2	4.7	12	27.9	2	4.7
South Carolina	47	34	72.3	1	1	2.1	2	2	4.3	10	21.3	0	0.0
Virginia													
Eastern	38	25	65.8	1	1	2.6	2	2	5.3	10	26.3	0	0.0
Western	12	9	75.0	0	0	0.0	1	1	8.3	2	16.7	0	0.0
West Virginia													
Northern	10	5	50.0	2	2	20.0	0	0	0.0	3	30.0	0	0.0
Southern	18	12	66.7	0	0	0.0	0	0	0.0	6	33.3	0	0.0

Table A-2 (cont.)

CIRCUIT	Total	Affirmed		Reversed			Affirmed and Reversed			Dismissed		Remanded	
		N	%	N	R ²	%	N	R ²	%	N	%	N	%
FIFTH CIRCUIT	628	499	79.5	44	44	7.0	12	8	1.9	69	11.0	4	0.6
Louisiana													
Eastern	15	11	73.3	1	1	6.7	0	0	0.0	3	20.0	0	0.0
Middle	10	8	80.0	1	1	10.0	0	0	0.0	1	10.0	0	0.0
Western	42	35	83.3	7	7	16.7	0	0	0.0	0	0.0	0	0.0
Mississippi													
Northern	6	5	83.3	1	1	16.7	0	0	0.0	0	0.0	0	0.0
Southern	28	13	46.4	0	0	0.0	0	0	0.0	15	53.6	0	0.0
Texas													
Eastern	22	17	77.3	0	0	0.0	0	0	0.0	5	22.7	0	0.0
Northern	210	172	81.9	12	12	5.7	3	2	1.4	21	10.0	2	1.0
Southern	127	96	75.6	14	14	11.0	5	5	3.9	11	8.7	1	0.8
Western	168	142	84.5	8	8	4.8	4	1	2.4	13	7.7	1	0.6
SIXTH CIRCUIT	366	270	73.8	46	46	12.6	3	3	0.8	44	12.0	3	0.8
Kentucky													
Eastern	68	46	67.6	12	12	17.6	0	0	0.0	8	11.8	2	2.9
Western	10	9	90.0	1	1	10.0	0	0	0.0	0	0.0	0	0.0
Michigan													
Eastern	32	20	62.5	4	4	12.5	0	0	0.0	8	25.0	0	0.0
Western	52	44	84.6	6	6	11.5	0	0	0.0	2	3.8	0	0.0
Ohio													
Northern	95	74	77.9	11	11	11.6	1	1	1.1	9	9.5	0	0.0
Southern	14	6	42.9	0	0	0.0	0	0	0.0	8	57.1	0	0.0
Tennessee													
Eastern	34	24	70.6	6	6	17.6	1	1	2.9	2	5.9	1	2.9
Middle	25	21	84.0	1	1	4.0	1	1	4.0	2	8.0	0	0.0
Western	36	26	72.2	5	5	13.9	0	0	0.0	5	13.9	0	0.0
SEVENTH CIRCUIT	111	75	67.6	24	24	21.6	3	3	2.7	6	5.4	3	2.7
Illinois													
Central	20	10	50.0	6	6	30.0	1	1	5.0	1	5.0	2	10.0
Northern	37	29	78.4	6	6	16.2	0	0	0.0	1	2.7	1	2.7
Southern	7	2	28.6	3	3	42.9	0	0	0.0	2	28.6	0	0.0
Indiana													
Northern	10	8	80.0	2	2	20.0	0	0	0.0	0	0.0	0	0.0
Southern	17	12	70.6	3	3	17.6	2	2	11.8	0	0.0	0	0.0
Wisconsin													
Eastern	7	4	57.1	1	1	14.3	0	0	0.0	2	28.6	0	0.0
Western	13	10	76.9	3	3	23.1	0	0	0.0	0	0.0	0	0.0
EIGHTH CIRCUIT	354	280	79.1	15	15	4.2	8	6	2.3	47	13.3	4	1.1
Arkansas													
Eastern	16	11	68.8	2	2	12.5	0	0	0.0	3	18.8	0	0.0
Western	0	0	0.0	0	0	0.0	0	0	0.0	0	0.0	0	0.0
Iowa													
Northern	50	41	82.0	3	3	6.0	0	0	0.0	6	12.0	0	0.0
Southern	84	74	88.1	4	4	4.8	2	1	2.4	3	3.6	1	1.2
Minnesota	53	43	81.1	2	2	3.8	1	1	1.9	7	13.2	0	0.0
Missouri													
Eastern	26	19	73.1	1	1	3.8	1	1	3.8	3	11.5	2	7.7
Western	87	64	73.6	2	2	2.3	3	2	3.4	17	19.5	1	1.1
Nebraska	9	9	100.0	0	0	0.0	0	0	0.0	0	0.0	0	0.0
North Dakota	8	6	75.0	1	1	12.5	0	0	0.0	1	12.5	0	0.0
South Dakota	21	13	61.9	0	0	0.0	1	1	4.8	7	33.3	0	0.0

Table A-2 (cont.)

CIRCUIT	Total	Affirmed		Reversed			Affirmed and Reversed			Dismissed		Remanded	
		N	%	N	R ²	%	N	R ²	%	N	%	N	%
NINTH CIRCUIT	314	189	60.2	46	46	14.6	34	34	10.8	40	12.7	5	1.6
Alaska	5	2	40.0	2	2	40.0	1	1	20.0	0	0.0	0	0.0
Arizona	25	17	68.0	2	2	8.0	2	2	8.0	4	16.0	0	0.0
California													
Central	69	32	46.4	17	17	24.6	12	12	17.4	5	7.2	3	4.3
Eastern	30	16	53.3	4	4	13.3	3	3	10.0	7	23.3	0	0.0
Northern	19	16	84.2	1	1	5.3	0	0	0.0	1	5.3	1	5.3
Southern	49	33	67.3	9	9	18.4	5	5	10.2	2	4.1	0	0.0
Guam	2	0	0.0	2	2	100.0	0	0	0.0	0	0.0	0	0.0
Hawaii	14	11	78.6	0	0	0.0	1	1	7.1	2	14.3	0	0.0
Idaho	17	10	58.8	2	2	11.8	0	0	0.0	5	29.4	0	0.0
Montana	17	14	82.4	0	0	0.0	1	1	5.9	2	11.8	0	0.0
Nevada	33	15	45.5	4	4	12.1	8	8	24.2	6	18.2	0	0.0
Northern Mariana Islands	1	1	100.0	0	0	0.0	0	0	0.0	0	0.0	0	0.0
Oregon	10	5	50.0	2	2	20.0	0	0	0.0	2	20.0	1	10.0
Washington													
Eastern	14	12	85.7	1	1	7.1	0	0	0.0	1	7.1	0	0.0
Western	9	5	55.6	0	0	0.0	1	1	11.1	3	33.3	0	0.0
TENTH CIRCUIT	122	67	54.9	18	18	14.8	2	2	1.6	34	27.9	1	0.8
Colorado	32	13	40.6	4	4	12.5	1	1	3.1	14	43.8	0	0.0
Kansas	13	8	61.5	3	3	23.1	0	0	0.0	2	15.4	0	0.0
New Mexico	26	15	57.7	3	3	11.5	1	1	3.8	7	26.9	0	0.0
Oklahoma													
Eastern	6	3	50.0	2	2	33.3	0	0	0.0	1	16.7	0	0.0
Northern	8	2	25.0	3	3	37.5	0	0	0.0	2	25.0	1	12.5
Western	23	17	73.9	3	3	13.0	0	0	0.0	3	13.0	0	0.0
Utah	7	4	57.1	0	0	0.0	0	0	0.0	3	42.9	0	0.0
Wyoming	7	5	71.4	0	0	0.0	0	0	0.0	2	28.6	0	0.0
ELEVENTH CIRCUIT	440	325	73.9	25	25	5.7	11	11	2.5	77	17.5	2	0.5
Alabama													
Middle	27	15	55.6	1	1	3.7	0	0	0.0	11	40.7	0	0.0
Northern	20	14	70.0	1	1	5.0	1	1	5.0	3	15.0	1	5.0
Southern	27	16	59.3	2	2	7.4	1	1	3.7	8	29.6	0	0.0
Florida													
Middle	150	107	71.3	12	12	8.0	2	2	1.3	28	18.7	1	0.7
Northern	26	23	88.5	1	1	3.8	1	1	3.8	1	3.8	0	0.0
Southern	125	103	82.4	7	7	5.6	6	6	4.8	9	7.2	0	0.0
Georgia													
Middle	28	18	64.3	0	0	0.0	0	0	0.0	10	35.7	0	0.0
Northern	29	22	75.9	1	1	3.4	0	0	0.0	6	20.7	0	0.0
Southern	8	7	87.5	0	0	0.0	0	0	0.0	1	12.5	0	0.0

¹ Of the 6,960 appeals cases, 3,190 involved an appeal of the original sentence by the offender. The remaining appeals cases involved the following: type of appeal was 'conviction only' (1,530), *Anders* Brief (1,035), 'unknown' (40), the appeal was by the government only (49), the appeal was of an issue related to a post sentencing matter (671), and/or the appeal was of a sentence imposed upon the revocation of probation or supervised release (451). Descriptions of variables used in this table are provided in Appendix A.

² 'Remanded' includes cases that were remanded for sentencing purposes.

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