

Table A-1

TYPE OF APPEAL IN EACH CIRCUIT AND DISTRICT¹
Fiscal Year 2022

CIRCUIT District	Total		Sentence Only		Sentence and Conviction		Conviction Only		Anders Brief	
	N	%	N	%	N	%	N	%	N	%
TOTAL	7,040		4,167	59.2	779	11.1	1,049	14.9	1,045	14.8
D.C. CIRCUIT	31		21	67.7	3	9.7	7	22.6	0	0.0
District of Columbia	31		21	67.7	3	9.7	7	22.6	0	0.0
FIRST CIRCUIT	226		131	58.0	22	9.7	48	21.2	25	11.1
Maine	34		20	58.8	2	5.9	11	32.4	1	2.9
Massachusetts	52		28	53.8	6	11.5	18	34.6	0	0.0
New Hampshire	8		4	50.0	0	0.0	3	37.5	1	12.5
Puerto Rico	125		75	60.0	12	9.6	15	12.0	23	18.4
Rhode Island	7		4	57.1	2	28.6	1	14.3	0	0.0
SECOND CIRCUIT	358		222	62.0	40	11.2	73	20.4	23	6.4
Connecticut	42		20	47.6	10	23.8	5	11.9	7	16.7
New York										
Eastern	78		41	52.6	14	17.9	17	21.8	6	7.7
Northern	48		39	81.3	5	10.4	4	8.3	0	0.0
Southern	128		83	64.8	7	5.5	30	23.4	8	6.3
Western	58		37	63.8	4	6.9	16	27.6	1	1.7
Vermont	4		2	50.0	0	0.0	1	25.0	1	25.0
THIRD CIRCUIT	299		182	60.9	35	11.7	71	23.7	11	3.7
Delaware	9		1	11.1	5	55.6	2	22.2	1	11.1
New Jersey	62		42	67.7	6	9.7	14	22.6	0	0.0
Pennsylvania										
Eastern	110		75	68.2	10	9.1	22	20.0	3	2.7
Middle	68		41	60.3	4	5.9	18	26.5	5	7.4
Western	40		21	52.5	7	17.5	10	25.0	2	5.0
Virgin Islands	10		2	20.0	3	30.0	5	50.0	0	0.0
FOURTH CIRCUIT	1,074		730	68.0	139	12.9	117	10.9	88	8.2
Maryland	97		68	70.1	13	13.4	13	13.4	3	3.1
North Carolina										
Eastern	252		168	66.7	47	18.7	20	7.9	17	6.7
Middle	142		81	57.0	17	12.0	12	8.5	32	22.5
Western	120		73	60.8	22	18.3	11	9.2	14	11.7
South Carolina	156		119	76.3	16	10.3	11	7.1	10	6.4
Virginia										
Eastern	165		130	78.8	11	6.7	20	12.1	4	2.4
Western	56		37	66.1	5	8.9	14	25.0	0	0.0
West Virginia										
Northern	38		25	65.8	4	10.5	5	13.2	4	10.5
Southern	48		29	60.4	4	8.3	11	22.9	4	8.3

Table A-1 (cont.)

CIRCUIT District	Total		Sentence and Conviction		Conviction Only		Anders Brief			
	N	%	N	%	N	%	N	%		
FIFTH CIRCUIT	1,673		789	47.2	145	8.7	168	10.0	571	34.1
Louisiana										
Eastern	33	36.4	12	36.4	4	12.1	14	42.4	3	9.1
Middle	19	26.3	5	26.3	1	5.3	3	15.8	10	52.6
Western	67	64.2	43	64.2	6	9.0	9	13.4	9	13.4
Mississippi										
Northern	11	100.0	11	100.0	0	0.0	0	0.0	0	0.0
Southern	54	72.2	39	72.2	5	9.3	6	11.1	4	7.4
Texas										
Eastern	85	41.2	35	41.2	6	7.1	15	17.6	29	34.1
Northern	466	37.3	174	37.3	27	5.8	40	8.6	225	48.3
Southern	351	33.3	117	33.3	23	6.6	34	9.7	177	50.4
Western	587	60.1	353	60.1	73	12.4	47	8.0	114	19.4
SIXTH CIRCUIT	690		446	64.6	75	10.9	117	17.0	52	7.5
Kentucky										
Eastern	105	66.7	70	66.7	14	13.3	16	15.2	5	4.8
Western	25	40.0	10	40.0	4	16.0	9	36.0	2	8.0
Michigan										
Eastern	79	81.0	64	81.0	4	5.1	5	6.3	6	7.6
Western	103	59.2	61	59.2	16	15.5	15	14.6	11	10.7
Ohio										
Northern	149	65.8	98	65.8	17	11.4	23	15.4	11	7.4
Southern	36	52.8	19	52.8	1	2.8	12	33.3	4	11.1
Tennessee										
Eastern	87	74.7	65	74.7	7	8.0	12	13.8	3	3.4
Middle	30	70.0	21	70.0	4	13.3	5	16.7	0	0.0
Western	76	50.0	38	50.0	8	10.5	20	26.3	10	13.2
SEVENTH CIRCUIT	376		234	62.2	33	8.8	58	15.4	51	13.6
Illinois										
Central	66	75.8	50	75.8	2	3.0	9	13.6	5	7.6
Northern	101	58.4	59	58.4	11	10.9	21	20.8	10	9.9
Southern	49	67.3	33	67.3	4	8.2	4	8.2	8	16.3
Indiana										
Northern	47	59.6	28	59.6	5	10.6	5	10.6	9	19.1
Southern	60	58.3	35	58.3	9	15.0	5	8.3	11	18.3
Wisconsin										
Eastern	15	40.0	6	40.0	0	0.0	7	46.7	2	13.3
Western	38	60.5	23	60.5	2	5.3	7	18.4	6	15.8
EIGHTH CIRCUIT	792		509	64.3	78	9.8	96	12.1	109	13.8
Arkansas										
Eastern	56	73.2	41	73.2	8	14.3	6	10.7	1	1.8
Western	54	64.8	35	64.8	1	1.9	2	3.7	16	29.6
Iowa										
Northern	99	60.6	60	60.6	10	10.1	10	10.1	19	19.2
Southern	190	60.5	115	60.5	23	12.1	15	7.9	37	19.5
Minnesota	69	66.7	46	66.7	7	10.1	12	17.4	4	5.8
Missouri										
Eastern	63	73.0	46	73.0	1	1.6	9	14.3	7	11.1
Western	121	75.2	91	75.2	6	5.0	11	9.1	13	10.7
Nebraska	49	59.2	29	59.2	8	16.3	8	16.3	4	8.2
North Dakota	43	65.1	28	65.1	6	14.0	7	16.3	2	4.7
South Dakota	48	37.5	18	37.5	8	16.7	16	33.3	6	12.5

Table A-1 (cont.)

CIRCUIT District	Total		Sentence and Conviction		Conviction Only		<i>Anders Brief</i>		
	N	N	%	N	%	N	%	N	%
NINTH CIRCUIT	593	328	55.3	96	16.2	142	23.9	27	4.6
Alaska	25	20	80.0	1	4.0	4	16.0	0	0.0
Arizona	74	38	51.4	9	12.2	17	23.0	10	13.5
California									
Central	96	50	52.1	15	15.6	28	29.2	3	3.1
Eastern	49	32	65.3	8	16.3	7	14.3	2	4.1
Northern	53	21	39.6	8	15.1	22	41.5	2	3.8
Southern	73	40	54.8	17	23.3	15	20.5	1	1.4
Guam	3	1	33.3	1	33.3	1	33.3	0	0.0
Hawaii	41	32	78.0	2	4.9	4	9.8	3	7.3
Idaho	26	18	69.2	5	19.2	3	11.5	0	0.0
Montana	45	23	51.1	3	6.7	18	40.0	1	2.2
Nevada	42	19	45.2	16	38.1	5	11.9	2	4.8
Northern Mariana Islands	1	0	0.0	0	0.0	1	100.0	0	0.0
Oregon	17	8	47.1	0	0.0	9	52.9	0	0.0
Washington									
Eastern	24	14	58.3	7	29.2	3	12.5	0	0.0
Western	24	12	50.0	4	16.7	5	20.8	3	12.5
TENTH CIRCUIT	249	151	60.6	26	10.4	56	22.5	16	6.4
Colorado	45	28	62.2	4	8.9	12	26.7	1	2.2
Kansas	45	26	57.8	2	4.4	10	22.2	7	15.6
New Mexico	45	23	51.1	9	20.0	11	24.4	2	4.4
Oklahoma									
Eastern	19	12	63.2	0	0.0	7	36.8	0	0.0
Northern	20	12	60.0	4	20.0	3	15.0	1	5.0
Western	46	32	69.6	5	10.9	5	10.9	4	8.7
Utah	11	7	63.6	1	9.1	3	27.3	0	0.0
Wyoming	18	11	61.1	1	5.6	5	27.8	1	5.6
ELEVENTH CIRCUIT	679	424	62.4	87	12.8	96	14.1	72	10.6
Alabama									
Middle	15	9	60.0	2	13.3	4	26.7	0	0.0
Northern	43	17	39.5	4	9.3	10	23.3	12	27.9
Southern	36	20	55.6	6	16.7	7	19.4	3	8.3
Florida									
Middle	219	134	61.2	25	11.4	29	13.2	31	14.2
Northern	72	52	72.2	8	11.1	6	8.3	6	8.3
Southern	153	113	73.9	22	14.4	14	9.2	4	2.6
Georgia									
Middle	46	29	63.0	3	6.5	8	17.4	6	13.0
Northern	61	35	57.4	9	14.8	14	23.0	3	4.9
Southern	34	15	44.1	8	23.5	4	11.8	7	20.6

¹ Of the 7,208 appeals cases, 168 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, 2022 Appeals Datafile, APPFY22.