

Overview of Third Circuit Opinions – Fiscal Year 2017

| | Number of Months between Docketing and Disposition ¹ | | | Percent affirmed or dismissed |
|---|---|--------|----------------|-------------------------------|
| | First Quartile | Median | Third Quartile | |
| Total (1,850 cases) ² | 8.33 | 14.20 | 34.06 | |
| Original Proceedings (82) ³ | 1.45 | 2.04 | 3.02 | 98.78% |
| Appeals from Agencies (106) ⁴ | 7.72 | 9.73 | 13.29 | 76.41% |
| Appeals from District Courts: | | | | |
| Criminal Cases (244) | 8.34 | 12.29 | 16.95 | 89.75% |
| Prisoner Petitions (115) ⁵ | 4.03 | 6.74 | 10.60 | 75.65% |
| Prisoner Petitions – Habeas (94) ⁶ | 4.19 | 10.44 | 21.79 | 77.66% |
| Bankruptcy Cases (46) | 9.11 | 12.48 | 17.05 | 82.61% |
| Other Civil Cases (1163) | 10.80 | 21.63 | 34.13 | 44.45% |
| Other Civil Cases (647) ⁷ | 8.27 | 11.44 | 16.54 | 79.91% |

¹ Table entries show, for example, that of the 1,850 appeals in the sample, 25% of were decided within 8.33 months of docketing (first quartile), 50% were decided within 14.20 months of docketing (median), and 75% were decided within 34.06 months of docketing (third quartile).

² The 1,850 appeals were disposed of in 1,170 precedential opinions, non-precedential opinions, and judgment orders filed between October 1, 2016 and September 30, 2017 and available through the Third Circuit's website. Cases do not include those in which there was no final decision on the merits or those in which the court, without additional consideration of the merits, issued an order in accord with U.S. Supreme Court instructions (e.g., vacating a prior opinion and remanding to the district court).

³ The cases are petitions for a writ of mandamus or prohibition. The "percent affirmed" is the percent of petitions that were denied or dismissed.

⁴ Percent affirmed is the percent of cases or petitions that were affirmed, denied, or dismissed.

⁵ Other than habeas cases. Includes Section 1983 cases and *Bivens* actions, among other types of prisoner petitions.

⁶ Does not include denials of requests for a certificate of appealability.

⁷ Excludes the 516 cases resolved in *In re Fosamax*, 852 F.3d 268 (3d Cir. 2017). When these 516 cases are removed, the "Total" numbers (first row) for the remaining 1,334 cases are: 6.78 (First Quartile), 10.59 (Median), and 16.08 (Third Quartile).