

Table 6.3. Criminal appeals cases terminated on the merits, by offense, October 1, 2006-September 30, 2007

Most serious offense	Total	Percent of criminal appeals cases terminated on the merits				
		Affirmed	Remanded or reversed	Partially affirmed	Dismissed	Other
All offenses *	11,056	78.2 %	8.4 %	3.5 %	9.6 %	0.3 %
Violent offenses	556	76.8 %	12.2 %	2.5 %	7.9 %	0.5 %
Murder	64	73.4	12.5	1.6	9.4	3.1
Assault	75	74.7	12	0	13.3	0
Robbery	244	78.7	9.8	3.3	7.8	0.4
Sexual abuse	128	76.6	14.1	3.9	5.5	0
Kidnapping	41	78	17.1	0	4.9	0
Threats against the President	4	^	^	^	^	^
Property offenses	1,333	74.9 %	10.2 %	5.6 %	9.2 %	0.2 %
Fraudulent	1,087	75.8	9.5	5.2	9.4	0.1
Embezzlement	49	71.4	10.2	12.2	6.1	0
Fraud	954	76.4	9.2	4.7	9.5	0.1
Counterfeiting	84	71.4	11.9	7.1	9.5	0
Other	246	70.7	13.4	6.9	8.5	0.4
Burglary	3	^	^	^	^	^
Larceny	118	66.9	13.6	8.5	10.2	0.8
Motor vehicle theft	49	89.8	8.2	0	2	0
Arson and explosives	44	70.5	15.9	9.1	4.5	0
Transportation of stolen property	26	57.7	15.4	11.5	15.4	0.0
Other property offenses	6	^	^	^	^	^
Drug offenses	4,195	78.8 %	7 %	2.3 %	11.5 %	0.3 %
Public-order offenses	787	74.8 %	12.1 %	5.7 %	7.2 %	0.1 %
Regulatory	109	72.5	8.3	9.2	10.1	0
Food and drug	5	^	^	^	^	^
Transportation	12	66.7	16.7	8.3	8.3	0
Civil rights	21	71.4	4.8	14.3	9.5	0
Communications	1	^	^	^	^	^
Custom laws	3	^	^	^	^	^
Postal laws	5	^	^	^	^	^
Other regulatory offenses	62	77.4	9.7	4.8	8.1	0
Other	678	75.2	12.7	5.2	6.8	0.1
Tax law violations	98	68.4	14.3	7.1	9.2	1
Bribery	21	90.5	4.8	4.8	0	0
Perjury, contempt, and intimidation	54	81.5	7.4	7.4	3.7	0
National defense	9	^	^	^	^	^
Escape	36	88.9	2.8	5.6	2.8	0
Racketeering and extortion	203	74.9	10.8	6.9	7.4	0
Gambling	3	^	^	^	^	^
Nonviolent sex offenses	202	76.2	12.9	3	7.9	0
Obscene material	5	^	^	^	^	^
Traffic offenses	13	84.6	15.4	0	0	0
Wildlife	1	^	^	^	^	^
All other offenses	33	69.7	27.3	3	0	0
Weapon offenses	1,715	82.1 %	6.9 %	3.7 %	6.1 %	0.3 %
Immigration offenses	2,236	77.5 %	9.2 %	4 %	6.8 %	0.2 %

Note: In this table "Murder" includes nonnegligent manslaughter; "Sexual abuse" includes only violent sex offenses; "Fraud" excludes tax fraud; "Larceny" excludes transportation of stolen property; "Other property offenses" excludes fraudulent property offenses and includes destruction of property and trespassing; "Tax law violations" includes tax fraud; and "All other offenses" includes offenses with unclassifiable offense type.

^ Too few cases to obtain statistically reliable data.

*Total includes 234 appeals for which an offense category could not be determined that were terminated on the merits.

Source: Administrative Office of the U.S. Courts, Court of Appeals.

