## **CIRCUIT SCORECARD**

| Court below    | # of cases | % of cases | # affirmed | # reversed | % affirmed | % reversed |
|----------------|------------|------------|------------|------------|------------|------------|
| 1st Cir.       | 1          | 1%         | 0          | 1          | 0%         | 100%       |
| 2nd Cir.       | 3          | 4%         | 1          | 2          | 33%        | 67%        |
| 3rd Cir.       | 6          | 9%         | 2          | 4          | 33%        | 67%        |
| 4th Cir.       | 3          | 4%         | 0          | 3          | 0%         | 100%       |
| 5th Cir.       | 7          | 10%        | 2          | 5          | 29%        | 71%        |
| 6th Cir.       | 5          | 7%         | 0          | 5          | 0%         | 100%       |
| 7th Cir.       | 1          | 1%         | 0          | 1          | 0%         | 100%       |
| 8th Cir.       | 4          | 6%         | 1          | 3          | 25%        | 75%        |
| 9th Cir.       | 16         | 23%        | 1          | 15         | 6%         | 94%        |
| 10th Cir.      | 3          | 4%         | 0          | 3          | 0%         | 100%       |
| 11th Cir.      | 5          | 7%         | 2          | 3          | 40%        | 60%        |
| D.C. Cir.      | 4          | 6%         | 0          | 4          | 0%         | 100%       |
| Fed. Cir.      | 3          | 4%         | 0          | 3          | 0%         | 100%       |
| Armed Forces   | 1          | 1%         | 0          | 1          | 0%         | 100%       |
| State Court    | 4          | 6%         | 3          | 1          | 75%        | 25%        |
| District Court | 1          | 1%         | 0          | 1          | 0%         | 100%       |
| Original       | 2          | 3%         | 2          | 0          | 100%       | 0%         |
| Total          | 69         | 100%       | 14         | 55         | 20%        | 80%        |

For the circuit scorecard only, we treat consolidated cases that stemmed from different lower courts separately, in order to most accurately reflect the Supreme Court's treatment of the precedents below; we treat consolidated cases that stemmed from the same lower court as one case. We include as "affirmances" merits opinions that let stand the lower-court opinion, and as "reversals" any opinion that remands the case for further consideration by the lower court.