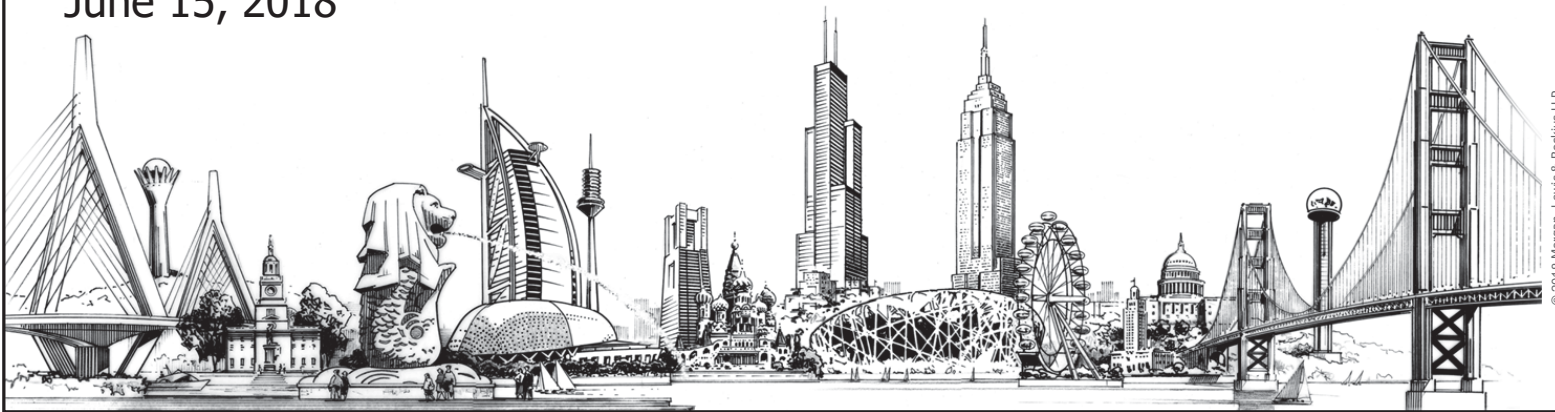


FIFTH CIRCUIT STATISTICS

William R. Peterson
June 15, 2018



Composition of the Fifth Circuit

June 2016

Stewart
Jolly
Davis
Jones
Smith
Dennis
Clement
Prado
Owen
Elrod
Southwick
Haynes
Graves
Higginson
Costa

Today

Stewart
Jones
Smith
Dennis
Owen
Elrod
Southwick
Haynes
Graves
Higginson
Costa
Willett
Ho
Duncan
Engelhardt

Common Questions About the Fifth Circuit

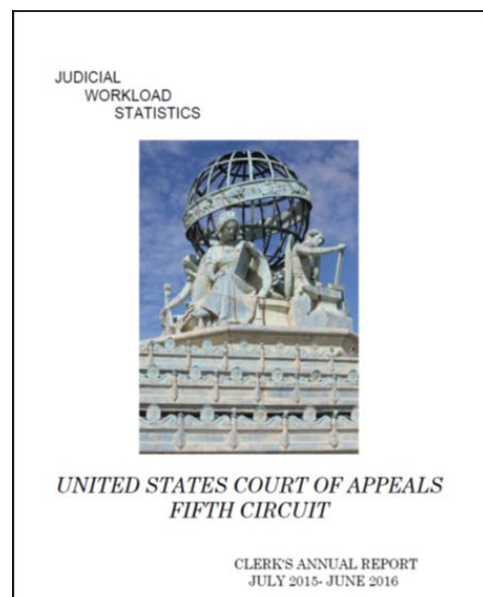
- Will the court hold oral argument in my case?
- What are the odds that my case will be reversed?
- How frequently do the judges on my panel disagree with one another?
- Does the passage of time since argument indicate anything about the likely result?
- In civil cases, why does the Fifth Circuit reverse district courts?

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Clerk's Annual Report

- Published annually
- Reports case results based on the results of the screening process
- Does not include detailed timing information



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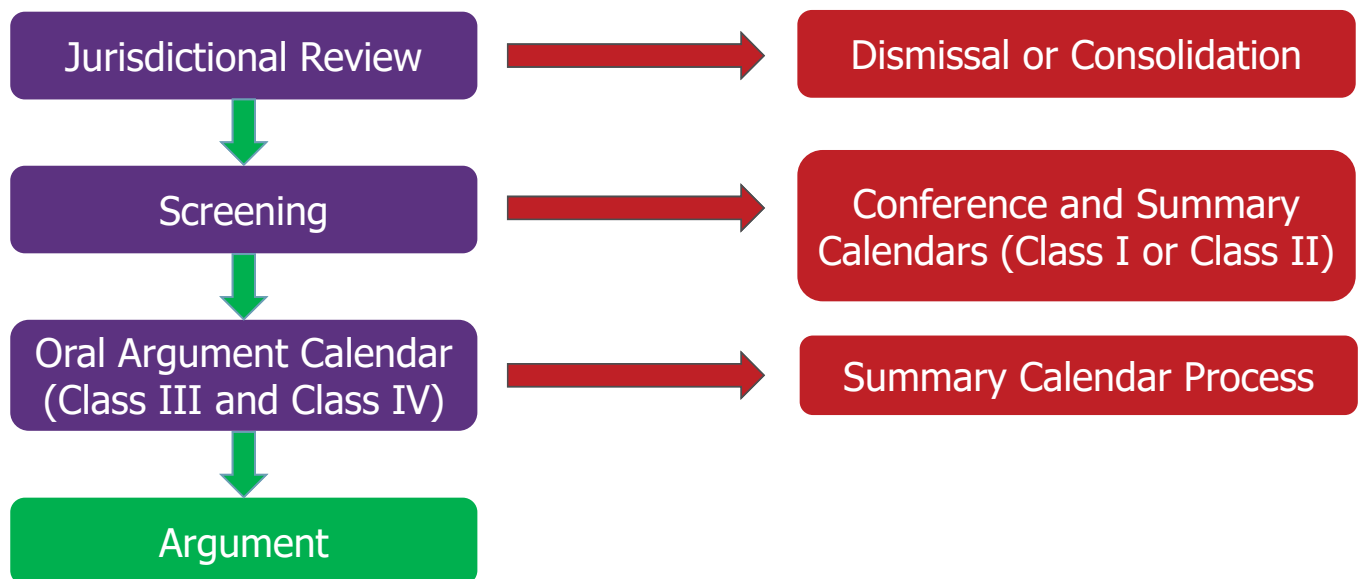
The Solution: Read Lots of Cases

- Cases argued from July 2015 to June 2016
 - <http://www.ca5.uscourts.gov/clerk/calendar/1507/01.htm>
 - <http://www.ca5.uscourts.gov/clerk/calendar/1606/45.htm>
- Fields include:
 - Type
 - Panel
 - Argument Date
 - Result
 - Author (dissent or concurrence?)
 - Opinion Date
 - Plaintiff-Appellant?
 - Posture and Ground for Reversal (in civil cases)

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The Road to Oral Argument



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Title search: Fifth Circuit Statistics

Also available as part of the eCourse

[2018 eConference on State and Federal Appeals](#)

First appeared as part of the conference materials for the
28th Annual Conference on State and Federal Appeals session
"Fifth Circuit Statistics"