

# UNITED STATES BANKRUPTCY APPELLATE PANEL *for the Eighth Circuit*

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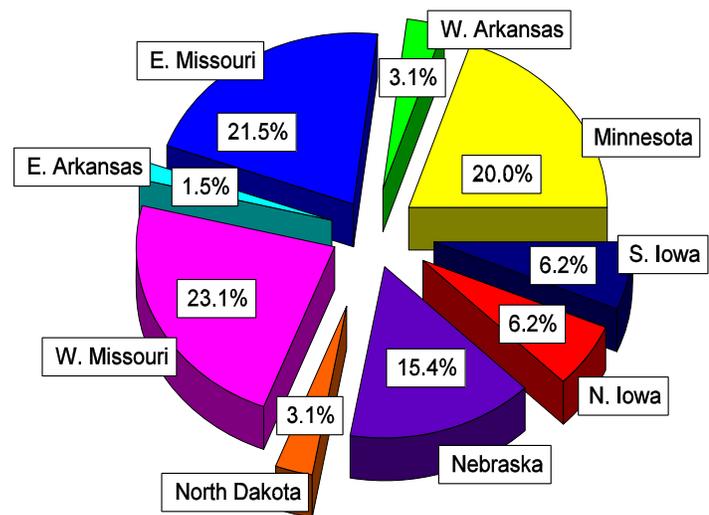
## STATISTICAL REPORT -- THIRD QUARTER 2006

### New Case Filings

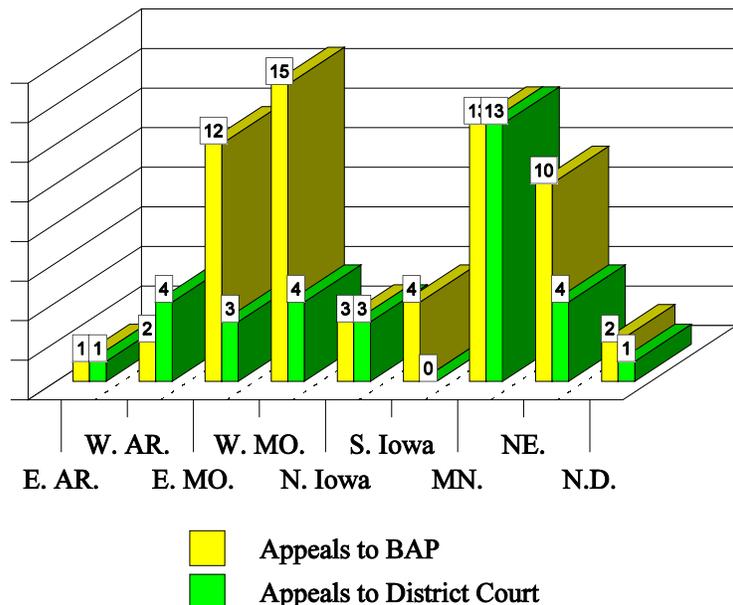
Sixty-five cases were docketed in the first nine months of 2006. Nineteen of those cases (29%) were filed by pro se litigants. Of the cases filed, thirty-six were appeals from contested matters and twenty-nine were appeals from adversary proceedings. The graphics below illustrate the breakdown of case origin by district.

**New Cases**

Eastern Arkansas	1
Western Arkansas	2
Northern Iowa	4
Southern Iowa	4
Minnesota	13
Eastern Missouri	14
Western Missouri	15
Nebraska	10
North Dakota	2
<b>TOTAL</b>	<b>65</b>



## District Court Elections



The chart to the left compares the number of appeals taken to the Bankruptcy Appellate Panel with those taken to the District Courts. In the first three quarters of 2006, ninety-eight appeals were taken from the Bankruptcy Courts. Sixty-two of those cases (63%) were appealed to and remained with the Bankruptcy Appellate Panel; thirty-six of the cases (37%) were appealed directly to or were transferred to the District Courts.

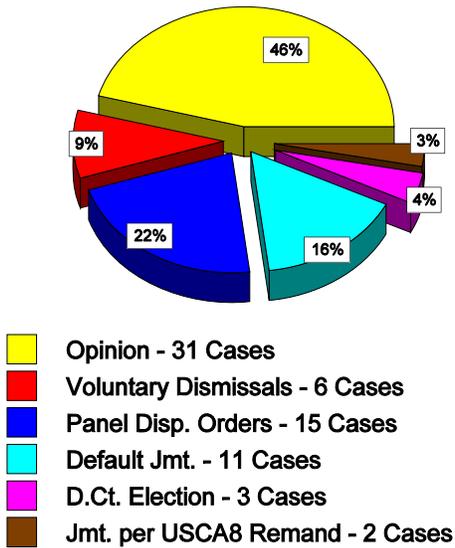
## Case Processing Time

Listed in the table below are average processing times calculated for cases submitted on the merits which were subsequently closed between January 1, 2006 and September 30, 2006.

Interval:	1	2	3	Total Processing Time
From:	Docketing	Aplee's Brief	Submission	
To:	Aplee's Brief	Submission	Disposition	
Cases Submitted w/Arg.	75 days 2.5 months	115 days 3.8 months	37 days 1.2 months	227 days 7.5 months
Cases Submitted w/o Arg.	79 days 2.6 months	34 days 1.1 months	23 days .7 months	135 days 4.4 months
All Cases	76 days 2.5 months	90 days 3 months	32 days 1 month	198 days 6.5 months

## Panel Referrals

In the first three quarters of 2006, eighteen referrals were made to Administrative Panels; three of those cases were subsequently referred back to the panel, resulting in a total of twenty-one Administrative Panel referrals. Eight cases were submitted on the merits without oral argument and twenty-one cases were submitted on the merits after oral argument. Hearings were held in St. Louis, Fargo, Des Moines, Omaha, Kansas City and Minneapolis.

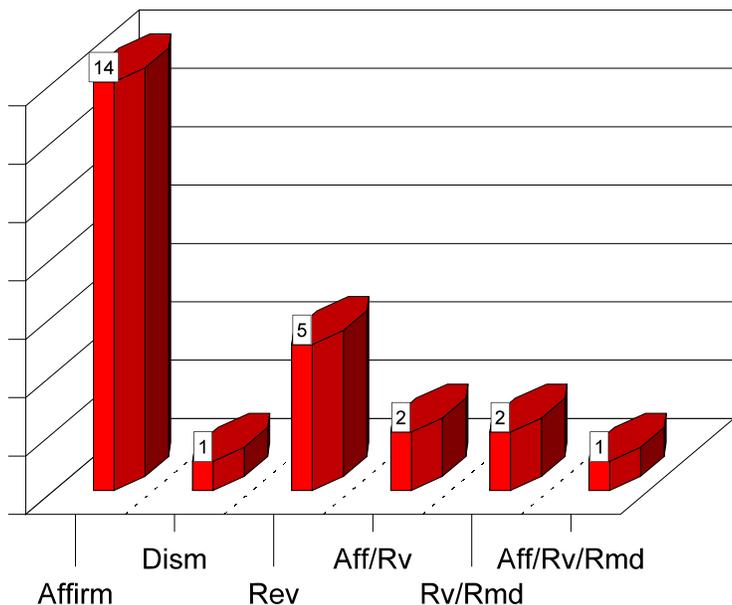


## Case Dispositions

Sixty-six cases were closed in the first nine months of 2006. In addition, two cases which had previously been closed were re-opened and new judgments were entered pursuant to remand orders from the U.S. Court of Appeals. The court wrote a total of twenty-five opinions which disposed of thirty-one cases. To the left is a breakdown of the method by which each case was closed.

## Opinion Breakdown

The chart to the right breaks down each dispositive opinion by its outcome. As shown in the chart, 56% of the opinions affirmed the Bankruptcy Court decision.



## Appeals to the U.S. Court of Appeals

Ten notices of appeal were taken to the Court of Appeals from the Bankruptcy Appellate Panel in the first three quarters of 2006. In addition, thirteen cases were pending before the Court of Appeals at the beginning of the year. Ten cases were closed by the Court of Appeals during the last nine months, leaving a total of thirteen pending cases. Following is a breakdown of the method by which BAP cases appealed to the Court of Appeals were closed:

Affirmed .....	6
Affirmed in Part/Reversed in Part .....	1
Dismissed .....	2
Reversed/Remanded .....	1