

UNITED STATES BANKRUPTCY APPELLATE PANEL *for the Eighth Circuit*

STATISTICAL REPORT

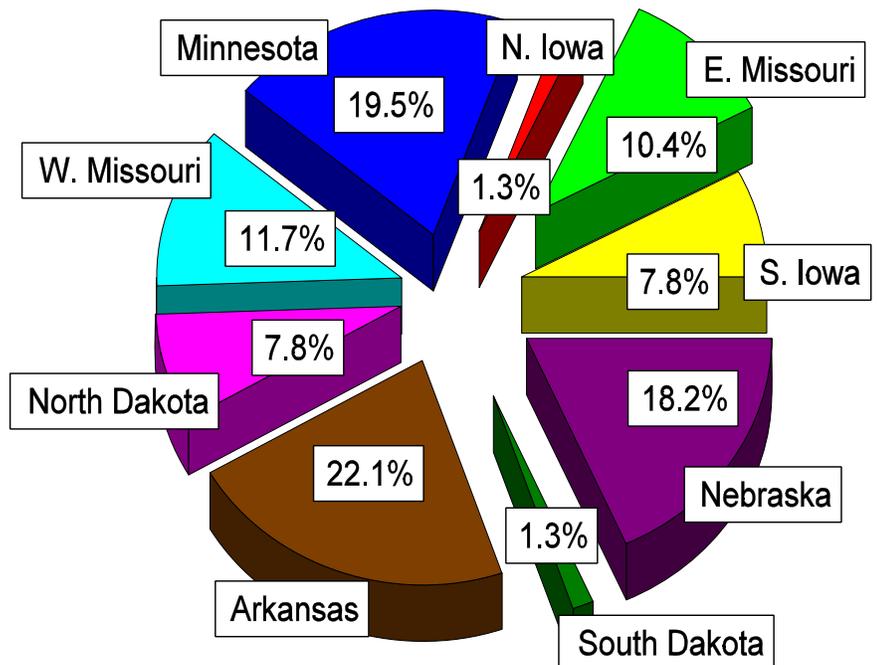
JANUARY 1, 2007 thru DECEMBER 31, 2007

New Case Filings

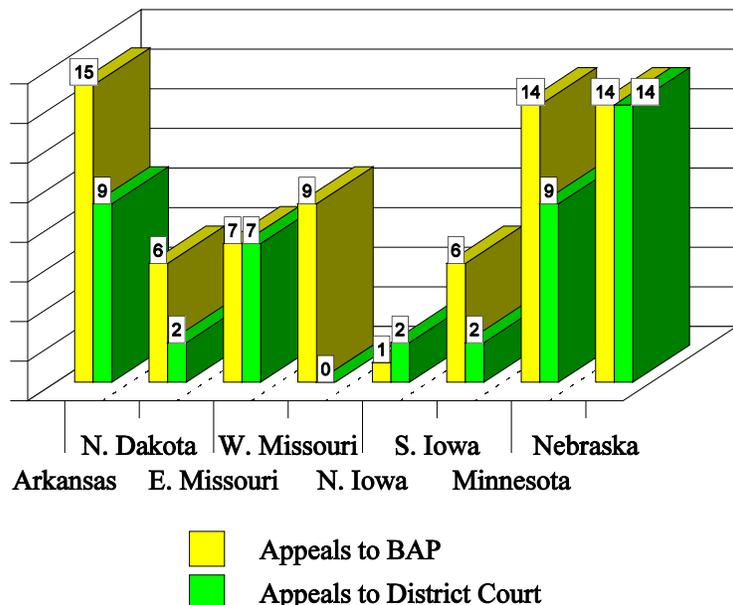
Seventy-seven cases were docketed by the Bankruptcy Appellate Panel in 2007. Twenty-two of those cases (29%) were filed by pro se litigants. Of the cases filed, forty-seven were appeals from contested matters, twenty-eight were appeals from adversary proceedings and two were appeals from both. The graphics below illustrate the breakdown of case origin by district.

New Cases

Arkansas	17
Northern Iowa	1
Southern Iowa	6
Minnesota	15
Eastern Missouri	8
Western Missouri	9
Nebraska	14
South Dakota	1
North Dakota	6
TOTAL	77



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 2007, one hundred eighteen appeals were taken from the Bankruptcy Courts. Seventy-three of those cases (62%) were appealed to and remained with the Bankruptcy Appellate Panel; forty-five of the cases (38%) were appealed directly to or were transferred to the District Courts.

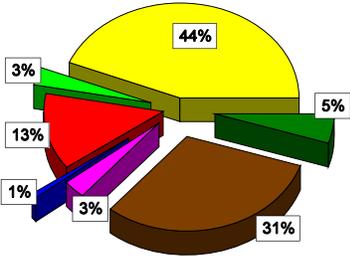
Case Processing Time

In 2007, Administrative Panel matters were resolved, on average, in four days. Listed in the table below are average processing times calculated for cases which were briefed, submitted on the merits and subsequently closed in 2007.

Interval:	1	2	3	Total Processing Time
From:	Docketing	Aplee's Brief	Submission	
To:	Aplee's Brief	Submission	Disposition	
Cases Submitted w/Arg.	74 days 2.4 months	79 days 2.6 months	35 days 1.1 month	188 days 6.1 months
Cases Submitted w/o Arg.	85.5 days 2.8 months	62 days 2 months	25 days .8 months	172 days 5.6 months
All Cases	77 days 2.5 months	72 days 2.4 months	34 days 1.1 month	183 days 6 months

Case Dispositions

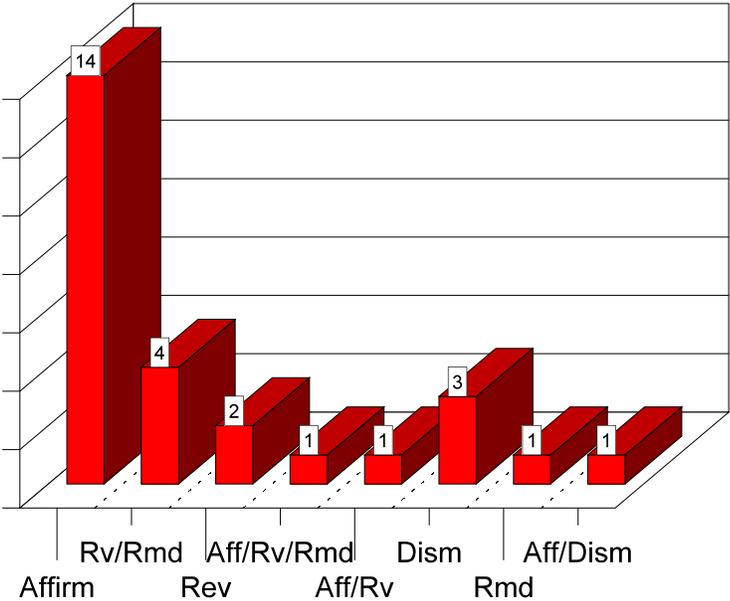
Sixty-nine cases were closed in 2007. In addition, two consolidated cases which had previously been closed were re-opened and a new judgment was entered pursuant to a reversal order from the U.S. Court of Appeals. The court wrote a total of twenty-seven opinions which disposed of thirty-one cases. To the left is a breakdown of the method by which each case was closed.



- Opinion - 31 Cases
- Jmt. per USCA8 Reversal - 2 Cases
- Voluntary Dismissal - 9 Cases
- Direct Appeal to USCA8 - 1 Case
- Default Jmt. - 2 Cases
- Panel Disp. Order - 22 Cases
- D.Ct. Election - 4 Cases

Opinion Breakdown

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



Panel Referrals

In 2007, thirty-five referrals were made to Administrative Panels; nine of those cases were subsequently referred back to the panels, resulting in a total of forty-four Administrative Panel referrals. Seven cases were submitted on the merits without oral argument and twenty-four cases were submitted on the merits after oral argument in 2007. Hearings were held in St. Louis, Little Rock, Kansas City, Minneapolis, Omaha and Fargo.

Appeals to the U.S. Court of Appeals

A total of fifty-five bankruptcy appeals were taken to the U.S. Court of Appeals in 2007. Of those appeals, thirty-four were from District Court decisions, twenty were from Bankruptcy Appellate Panel decisions and one was a direct appeal from the bankruptcy courts.

In addition to the twenty notices of appeal taken from the Bankruptcy Appellate Panel to the Court of Appeals in 2007, twelve cases were pending before the Court of Appeals at the beginning of the year. Fourteen cases were closed by the Court of Appeals during the last year, leaving a total of eighteen pending cases. Following is a breakdown of the method by which BAP cases appealed to the Court of Appeals were closed:

Affirmed	7
Voluntarily Dismissed	1
Dismissed	4
Reversed	2