

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

---

## STATISTICAL REPORT

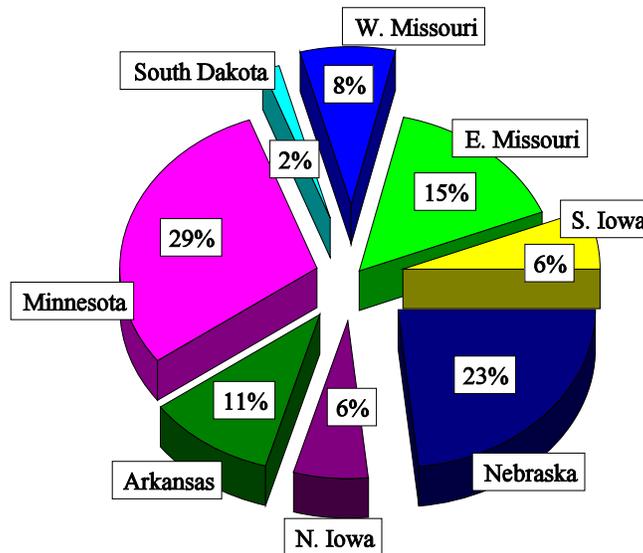
**JANUARY 1, 2013 thru DECEMBER 31, 2013**

### New Case Filings

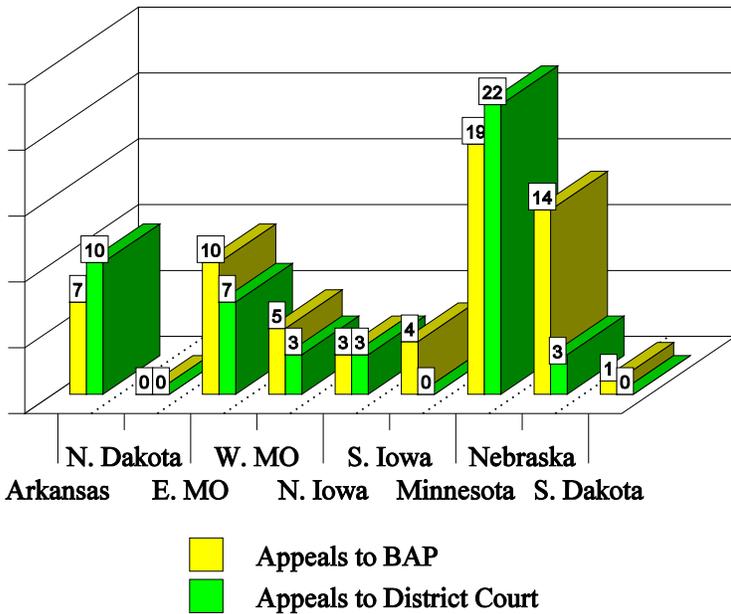
Sixty-five new cases were docketed by the Bankruptcy Appellate Panel in 2013. Eighteen of those cases (28%) were filed by pro se litigants. Of the cases filed, thirty-six were appeals from contested matters and twenty-nine were appeals from adversary proceedings. The graphics below illustrate the breakdown of case origin by district.

**New Cases**

Arkansas	7
Northern Iowa	4
Southern Iowa	4
Minnesota	19
Eastern Missouri	10
Western Missouri	5
Nebraska	15
South Dakota	1
North Dakota	0
<b>TOTAL</b>	<b>65</b>



## District Court Elections

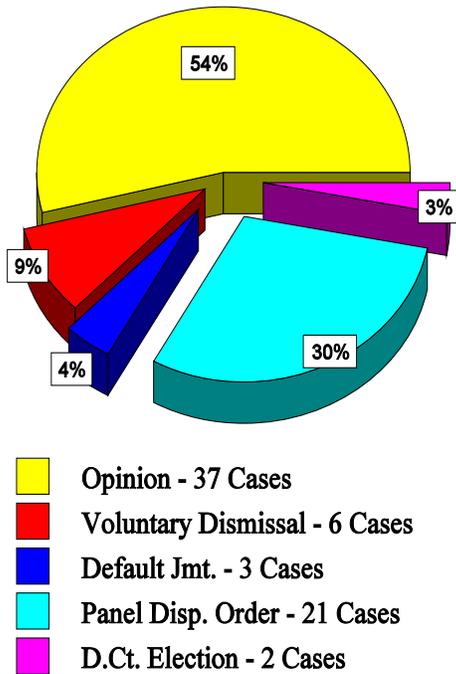


The chart to the left compares the number of appeals taken to the Bankruptcy Appellate Panel with those taken to the District Courts. In 2013, one hundred eleven appeals were taken from the Bankruptcy Courts. Sixty-three of those cases (57%) were appealed to and remained with the Bankruptcy Appellate Panel; forty-eight of the cases (43%) were appealed directly to or were transferred to the District Courts.

## Case Processing Time

In 2013, Administrative Panel matters were resolved, on average, in just under two days. Listed in the table below are average processing times calculated for cases which were briefed, submitted on the merits and subsequently closed in 2013.

Interval:	1	2	3	Total Processing Time
From:	Docketing	Aplee's Brief	Submission	
To:	Aplee's Brief	Submission	Disposition	
Cases Submitted w/Arg.	70 days 2.3 months	63 days 2 months	35 days 1.1 months	168 days 5.4 months
Cases Submitted w/o Arg.	63 days 2 months	38 days 1.2 months	29 days .9 months	130 days 4.1 months
All Cases	66 days 2.2 months	50 days 1.6 months	32 days 1 month	148 days 4.8 months

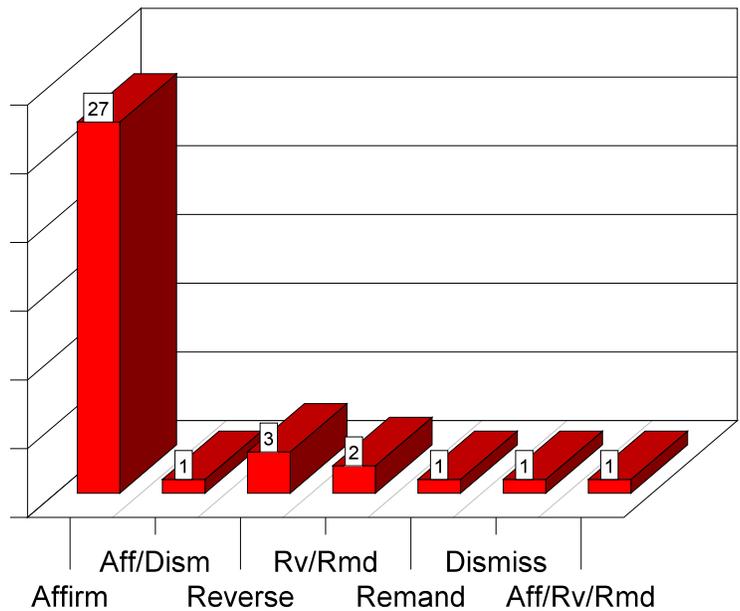


## Case Dispositions

Sixty-nine cases were closed in 2013. The court wrote a total of thirty-six opinions which disposed of thirty-seven 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 opinion by its outcome. As shown in the chart, the majority of opinions (80%) either affirmed the Bankruptcy Court decision or dismissed the appeal.



## **Panel Referrals**

In 2013, twenty-three referrals were made to Administrative Panels. Twenty-two cases were submitted on the merits without oral argument and nineteen cases were submitted on the merits after oral argument. Hearings were held in St. Paul (4), St. Louis, Omaha and Kansas City.

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

A total of twenty-nine bankruptcy appeals were taken to the U.S. Court of Appeals in 2013. Of those appeals, nine were from District Court decisions and twenty were from Bankruptcy Appellate Panel decisions.

In addition to the twenty notices of appeal taken from the Bankruptcy Appellate Panel to the Court of Appeals in 2013, twelve cases were pending before the Court of Appeals at the beginning of the year. Thirteen cases were closed by the Court of Appeals during the last year, leaving a total of nineteen pending cases. Following is a breakdown of the method by which BAP cases appealed to the Court of Appeals were closed:

Affirmed.....	9
Voluntarily Dismissed.....	1
Dismissed.....	3