

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

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## STATISTICAL REPORT

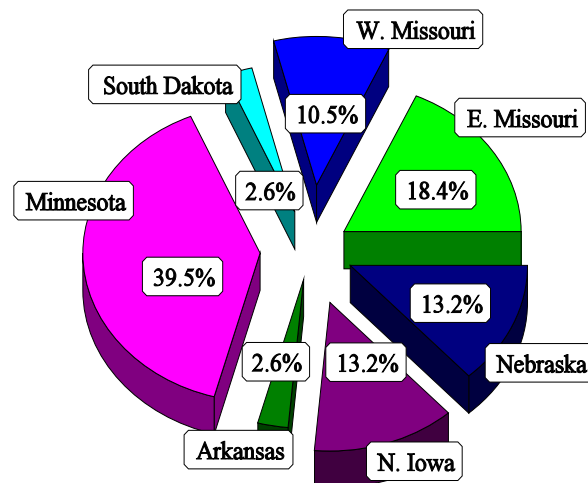
**JANUARY 1, 2016 thru DECEMBER 31, 2016**

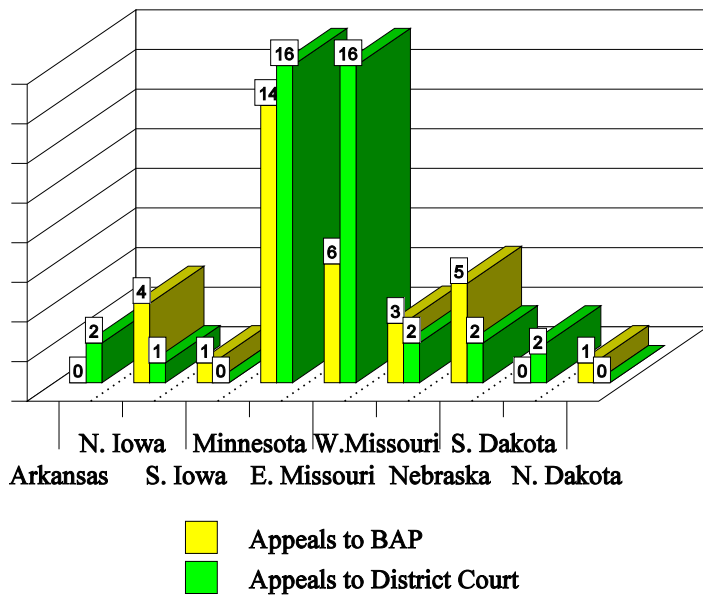
### New Case Filings

Thirty-eight new cases were docketed by the Bankruptcy Appellate Panel in 2016. Seven of those cases (18%) were filed by pro se litigants. Of the cases filed, twenty-five were appeals from contested matters and thirteen were appeals from adversary proceedings. The graphics below illustrate the breakdown of case origin by district.

**New Cases**

Arkansas	1
Northern Iowa	5
Southern Iowa	0
Minnesota	15
Eastern Missouri	7
Western Missouri	3
Nebraska	5
South Dakota	1
North Dakota	1
<b>TOTAL</b>	<b>38</b>





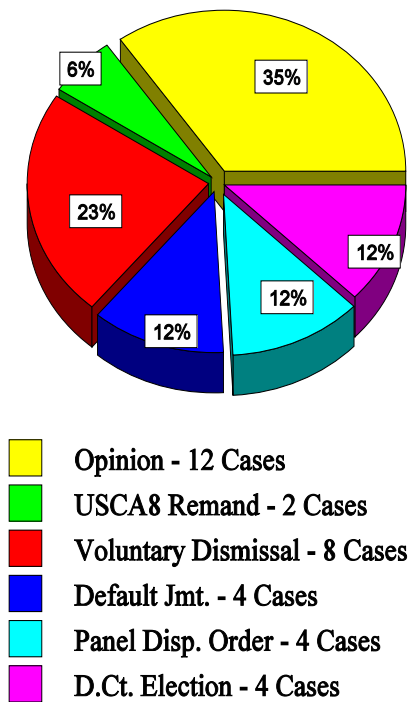
## District Court Elections

The chart to the left compares the number of appeals taken to the Bankruptcy Appellate Panel with those taken to the District Courts. In 2016, seventy-five appeals were taken from the Bankruptcy Courts. Thirty-four of those cases (45%) were appealed to and remained with the Bankruptcy Appellate Panel; forty-one of the cases (55%) were appealed directly to or were transferred to the District Courts.

## Case Processing Time

In 2016, Administrative Panel matters were resolved, on average, in just over 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 2016.

Interval:	1	2	3	Total Processing Time
From:	Docketing	Aplee's Brief	Submission	
To:	Aplee's Brief	Submission	Disposition	
Cases Submitted w/Arg.	98 days 3.2 months	132 days 4.3 months	45 days 1.5 months	275 days 9 months
Cases Submitted w/o Arg.	92 days 3 months	70 days 2.3 months	40 days 1.3 months	202 days 6.6 months
All Cases	94 days 3 months	98 days 3.2 months	43 days 1.4 months	235 days 7.6 months

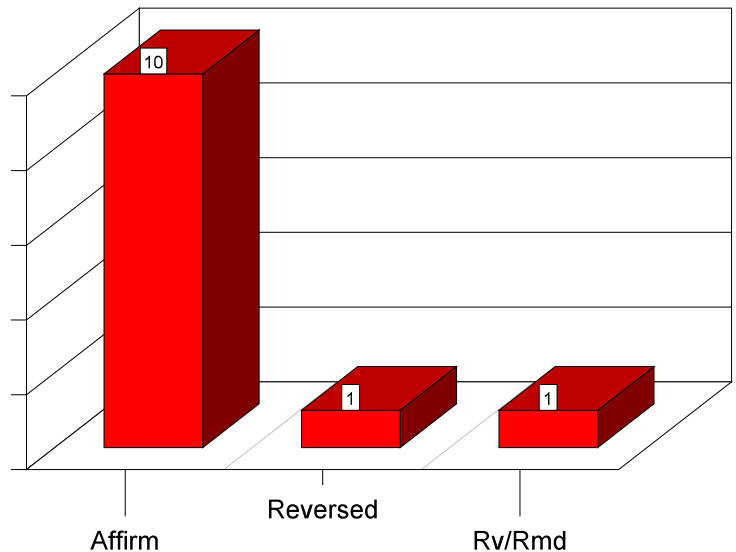


## Case Dispositions

Thirty-two cases were closed in 2016. In addition, two cases which had previously been closed were re-opened and new judgments were entered pursuant to orders from the U.S. Court of Appeals. The court wrote a total of twelve opinions which disposed of twelve 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, 83% of the opinions affirmed the Bankruptcy Court decision.



## **Panel Referrals**

In 2016, ten referrals were made to Administrative Panels. In addition, four cases were referred back to the Ad Panel, resulting in a total of fourteen Administrative Panel referrals. Six cases were submitted on the merits without oral argument and nine cases were submitted on the merits after oral argument. Hearings were held in St. Paul and Omaha.

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

A total of fourteen bankruptcy appeals were taken to the U.S. Court of Appeals in 2016. Of those appeals, seven were from District Court decisions and seven were from Bankruptcy Appellate Panel decisions.

Seven BAP appeals were closed by the Court of Appeals in 2016. Following is a breakdown of the method by which BAP cases appealed to the Court of Appeals were closed:

Affirmed..	3
Voluntarily Dismissed.	2
Vacated.	1
Reversed	1