

after the date of the enactment of this Act [Oct. 29, 1992].

“(e) PENDING CASES.—(1) Any appeal which, before the effective date of abolition described in subsection (d), is pending in the Temporary Emergency Court of Appeals but has not been submitted to a panel of such court as of that date shall be assigned to the United States Court of Appeals for the Federal Circuit as though the appeal had originally been filed in that court.

“(2) Any case which, before the effective date of abolition described in subsection (d), has been submitted to a panel of the Temporary Emergency Court of Appeals and as to which the mandate has not been issued as of that date shall remain with that panel for all purposes and, notwithstanding the provisions of sections 291 and 292 of title 28, United States Code, that panel shall be assigned to the United States Court of Appeals for the Federal Circuit for the purpose of deciding such case.”

#### TERMINATION OF UNITED STATES DISTRICT COURT FOR THE DISTRICT OF THE CANAL ZONE

For termination of the United States District Court for the District of the Canal Zone at end of the “transition period”, being the 30-month period beginning Oct. 1, 1979, and ending midnight Mar. 31, 1982, see Paragraph 5 of Article XI of the Panama Canal Treaty of 1977 and sections 2101 and 2201 to 2203 of Pub. L. 96-70, title II, Sept. 27, 1979, 93 Stat. 493, formerly classified to sections 3831 and 3841 to 3843, respectively, of Title 22, Foreign Relations and Intercourse.

### § 1296. Review of certain agency actions

(a) JURISDICTION.—Subject to the provisions of chapter 179, the United States Court of Appeals for the Federal Circuit shall have jurisdiction over a petition for review of a final decision under chapter 5 of title 3 of—

(1) an appropriate agency (as determined under section 454 of title 3);

(2) the Federal Labor Relations Authority made under part D of subchapter II of chapter 5 of title 3, notwithstanding section 7123 of title 5; or

(3) the Secretary of Labor or the Occupational Safety and Health Review Commission, made under part C of subchapter II of chapter 5 of title 3.

(b) FILING OF PETITION.—Any petition for review under this section must be filed within 30 days after the date the petitioner receives notice of the final decision.

(Added Pub. L. 104-331, §3(a)(1), Oct. 26, 1996, 110 Stat. 4068.)

#### Editorial Notes

##### PRIOR PROVISIONS

A prior section 1296, added Pub. L. 97-164, title I, §127(a), Apr. 2, 1982, 96 Stat. 39, related to precedence of cases in United States Court of Appeals for the Federal Circuit, prior to repeal by Pub. L. 98-620, title IV, §402(29)(C), Nov. 8, 1984, 98 Stat. 3359.

##### EFFECTIVE DATE

Pub. L. 104-331, §3(d), Oct. 26, 1996, 110 Stat. 4071, provided that: “The amendments made by this section [enacting this section and sections 1413 and 3901 to 3908 of this title and amending sections 1346 and 2402 of this title] shall take effect on October 1, 1997.”

### CHAPTER 85—DISTRICT COURTS; JURISDICTION

Sec.  
1330. Actions against foreign states.

Sec.  
1331. Federal question.  
1332. Diversity of citizenship; amount in controversy; costs.  
1333. Admiralty, maritime and prize cases.  
1334. Bankruptcy cases and proceedings.  
1335. Interpleader.  
1336. Surface Transportation Board's orders.  
1337. Commerce and antitrust regulations; amount in controversy, costs.  
1338. Patents, plant variety protection, copyrights, mask works, designs, trademarks, and unfair competition.  
1339. Postal matters.  
1340. Internal revenue; customs duties.  
1341. Taxes by States.  
1342. Rate orders of State agencies.  
1343. Civil rights and elective franchise.  
1344. Election disputes.  
1345. United States as plaintiff.  
1346. United States as defendant.  
1347. Partition action where United States is joint tenant.  
1348. Banking association as party.  
1349. Corporation organized under federal law as party.  
1350. Alien's action for tort.  
1351. Consuls, vice consuls, and members of a diplomatic mission as defendant.  
1352. Bonds executed under federal law.  
1353. Indian allotments.  
1354. Land grants from different states.  
1355. Fine, penalty or forfeiture.  
1356. Seizures not within admiralty and maritime jurisdiction.  
1357. Injuries under Federal laws.  
1358. Eminent domain.  
1359. Parties collusively joined or made.  
1360. State civil jurisdiction in actions to which Indians are parties.  
1361. Action to compel an officer of the United States to perform his duty.  
1362. Indian tribes.  
1363. Jurors' employment rights.  
1364. Direct actions against insurers of members of diplomatic missions and their families.  
1365. Senate actions.  
1366. Construction of references to laws of the United States or Acts of Congress.  
1367. Supplemental jurisdiction.  
1368. Counterclaims in unfair practices in international trade.  
1369. Multiparty, multiforum jurisdiction.

#### Editorial Notes

##### AMENDMENTS

2002—Pub. L. 107-273, div. C, title I, §11020(b)(1)(B), Nov. 2, 2002, 116 Stat. 1827, added item 1369.

1999—Pub. L. 106-113, div. B, §1000(a)(9) [title III, §3009(2)], Nov. 29, 1999, 113 Stat. 1536, 1501A-552, substituted “trademarks” for “trade-marks” in item 1338.

1998—Pub. L. 105-304, title V, §503(b)(2)(B), Oct. 28, 1998, 112 Stat. 2917, inserted “designs,” after “mask works,” in item 1338.

1995—Pub. L. 104-88, title III, §305(a)(4), Dec. 29, 1995, 109 Stat. 944, substituted “Surface Transportation Board's” for “Interstate Commerce Commission's” in item 1336.

1994—Pub. L. 103-465, title III, §321(b)(3)(B), Dec. 8, 1994, 108 Stat. 4947, added item 1368.

1990—Pub. L. 101-650, title III, §310(b), Dec. 1, 1990, 104 Stat. 5114, added item 1367.

1988—Pub. L. 100-702, title X, §1020(a)(7), Nov. 19, 1988, 102 Stat. 4672, substituted “Actions” for “Action” in item 1330, inserted a period after “question” in item 1331, substituted “plant variety protection, copyrights, mask works, trade-marks,” for “copyrights, and trade-marks” in item 1338, and inserted “and elective franchise” in item 1343.