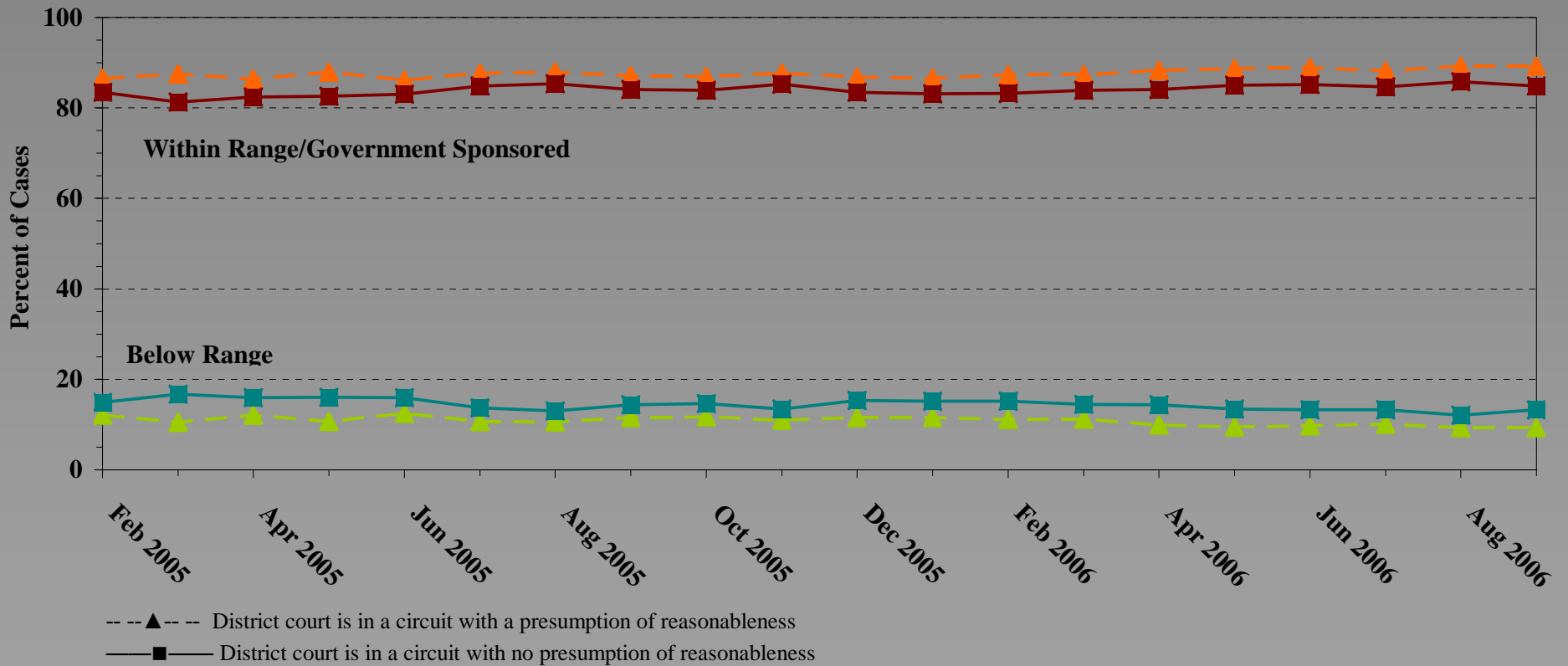




**Presentation to the
National Association of Sentencing Commissions**

Kenneth Cohen
August 5-7, 2007

Federal Within Guideline Range/Government Sponsored Sentences and Below Range Sentenced by Circuit Aggregated by Circuit Decision (February 1, 2005, through September 30, 2006)

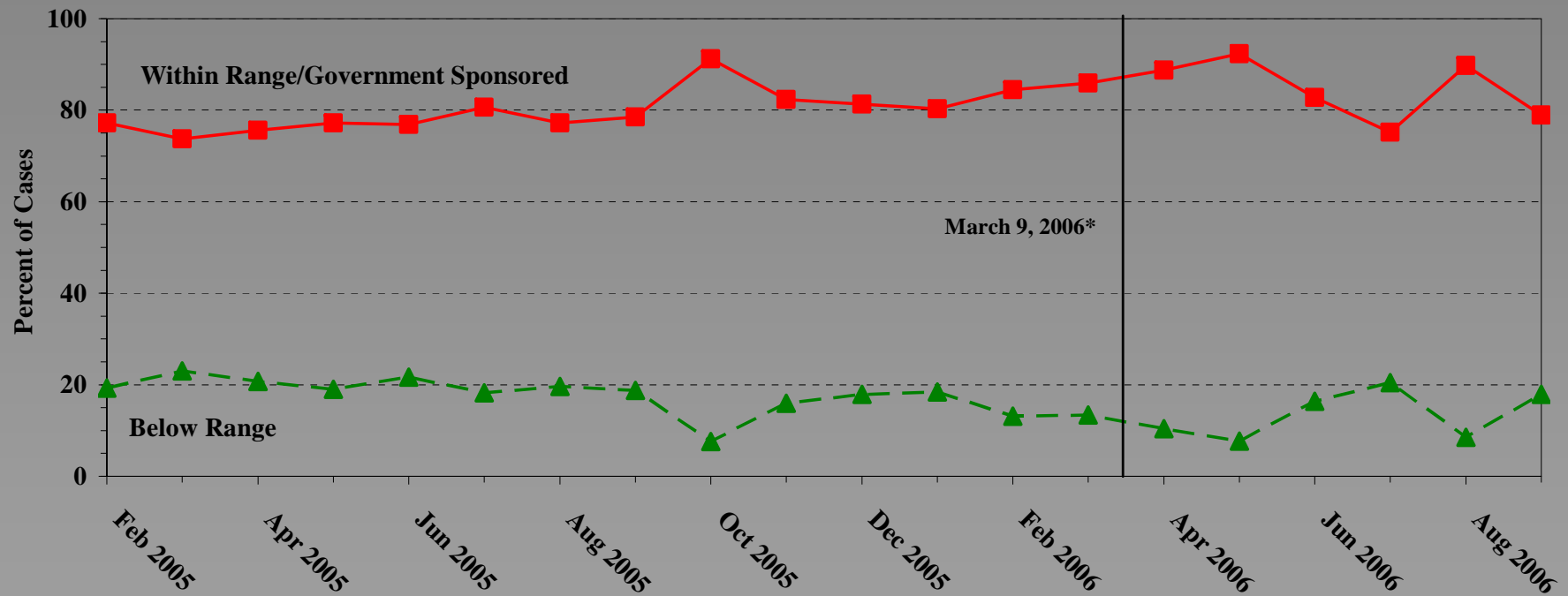


SOURCE: U.S. Sentencing Commission, FY2005 data and preliminary FY06 data.

Federal Within Guideline Range/Government Sponsored Sentences and Below Range Sentenced by Circuit

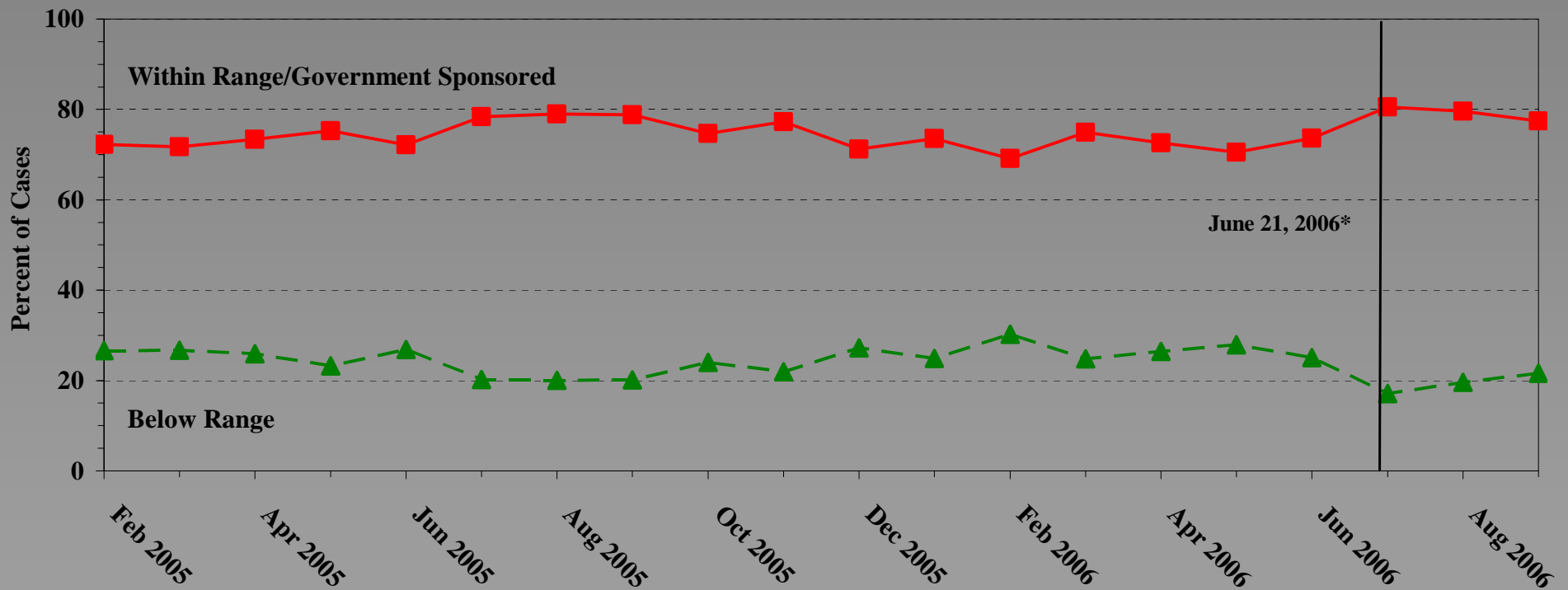
(February 1, 2005, through September 30, 2006)

1st Circuit (No Presumption of Reasonableness)



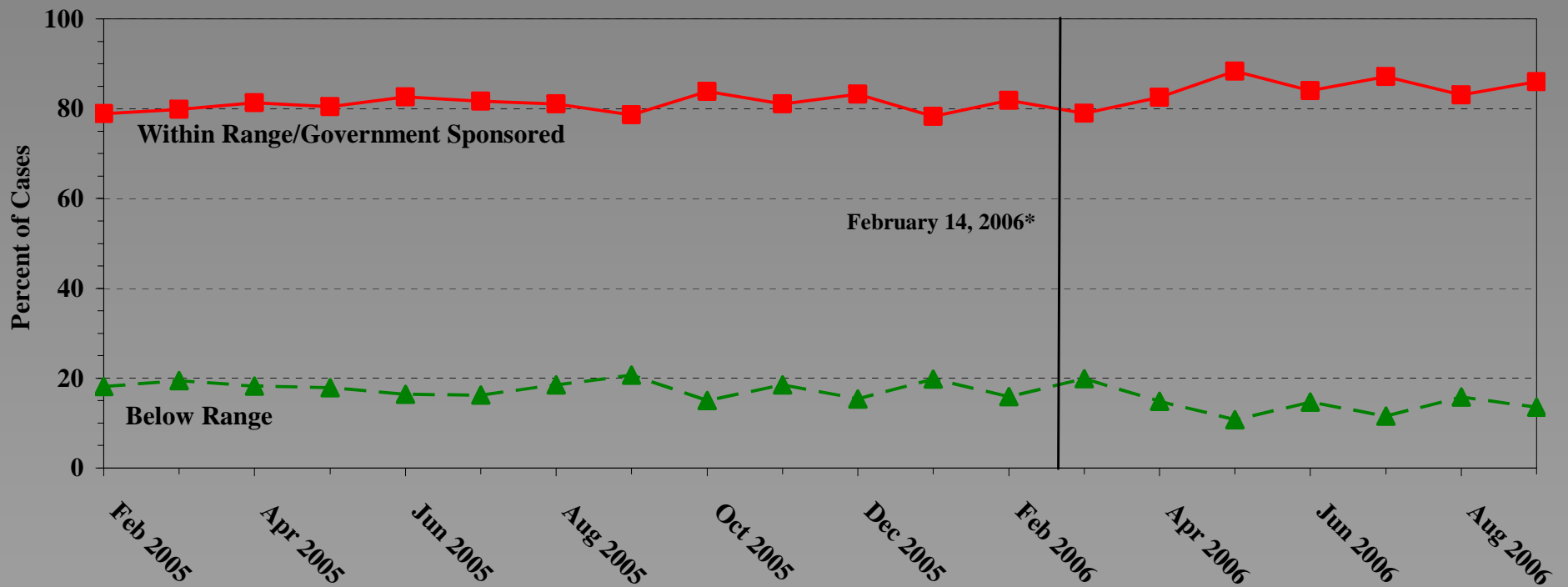
**United States v. Jiménez-Beltre*, 440 F.3d 514 (1st Cir. 2006)

**Federal Within Guideline Range/Government Sponsored Sentences
and Below Range Sentenced by Circuit
(February 1, 2005, through September 30, 2006)
2nd Circuit (No Presumption of Reasonableness)**



**United States v. Rattoballi*, 452 F.3d 127 (2d Cir. 2006)

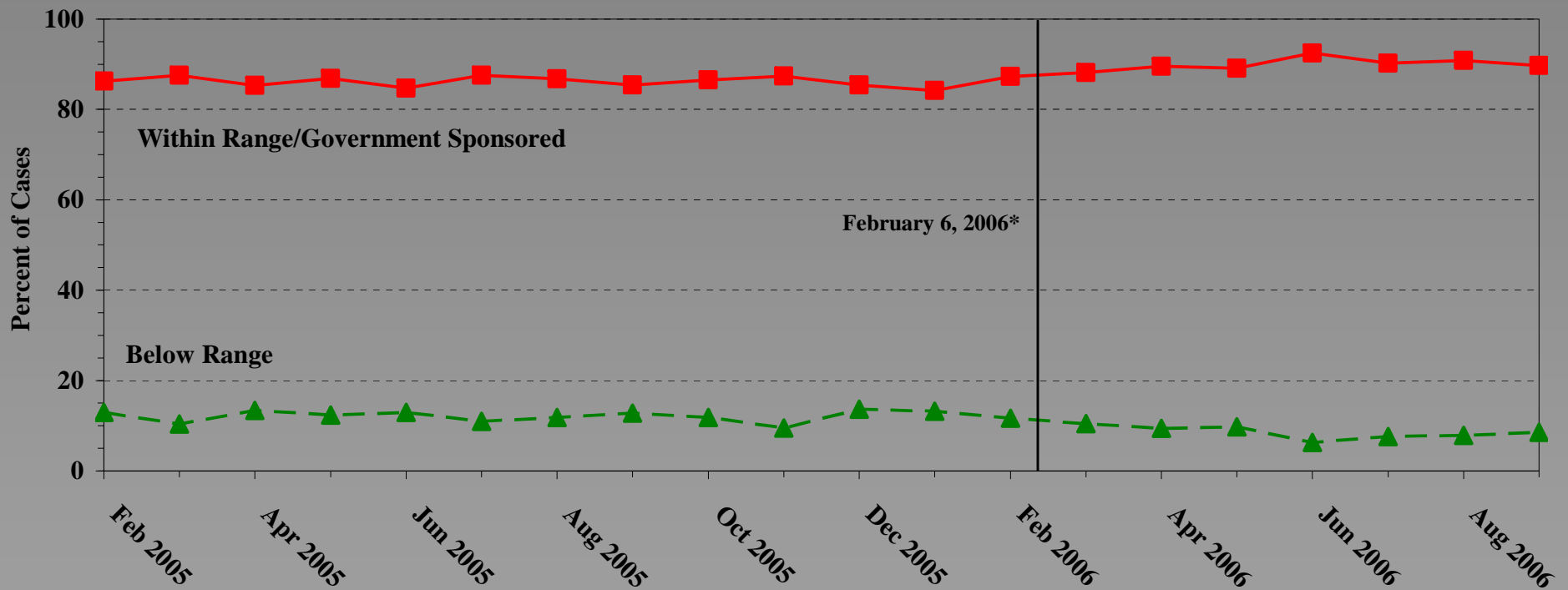
**Federal Within Guideline Range/Government Sponsored Sentences
and Below Range Sentenced by Circuit
(February 1, 2005, through September 30, 2006)
3rd Circuit (No Presumption of Reasonableness)**



**United States v. Cooper*, 437 F.3d 324 (3rd Cir. 2006)

Federal Within Guideline Range/Government Sponsored Sentences and Below Range Sentenced by Circuit (February 1, 2005, through September 30, 2006)

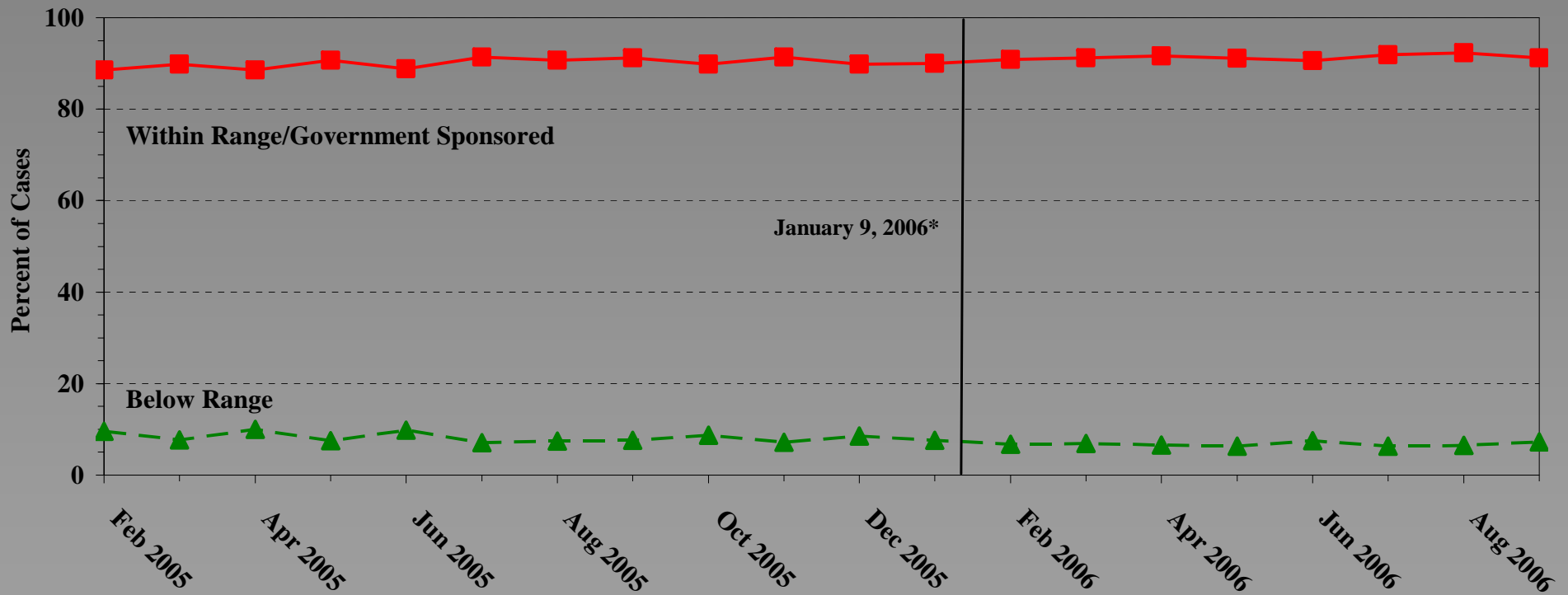
4th Circuit (Presumption of Reasonableness)



**United States v. Green*, 436 F.3d 449 (4th Cir. 2006)

Federal Within Guideline Range/Government Sponsored Sentences and Below Range Sentenced by Circuit (February 1, 2005, through September 30, 2006)

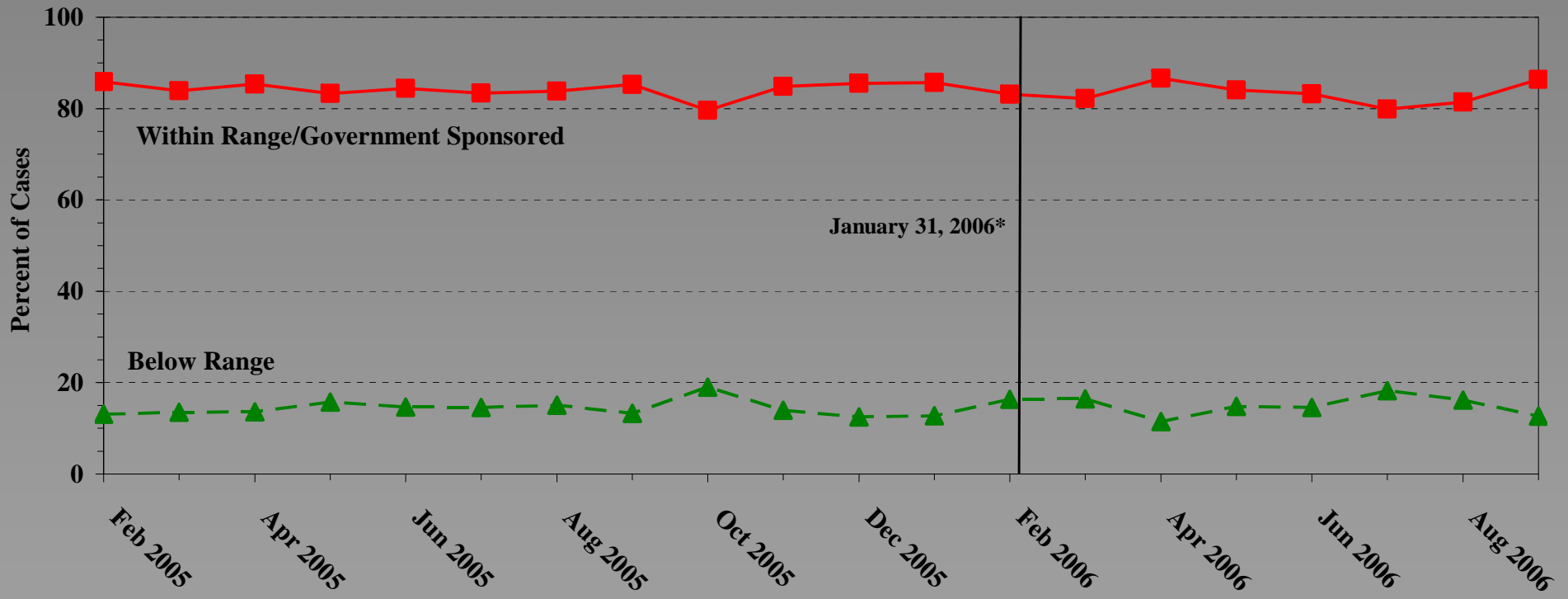
5th Circuit (Presumption of Reasonableness)



**United States v. Alonzo*, 435 F.3d 551 (5th Cir.2006)

Federal Within Guideline Range/Government Sponsored Sentences and Below Range Sentenced by Circuit (February 1, 2005, through September 30, 2006)

6th Circuit (Presumption of Reasonableness)

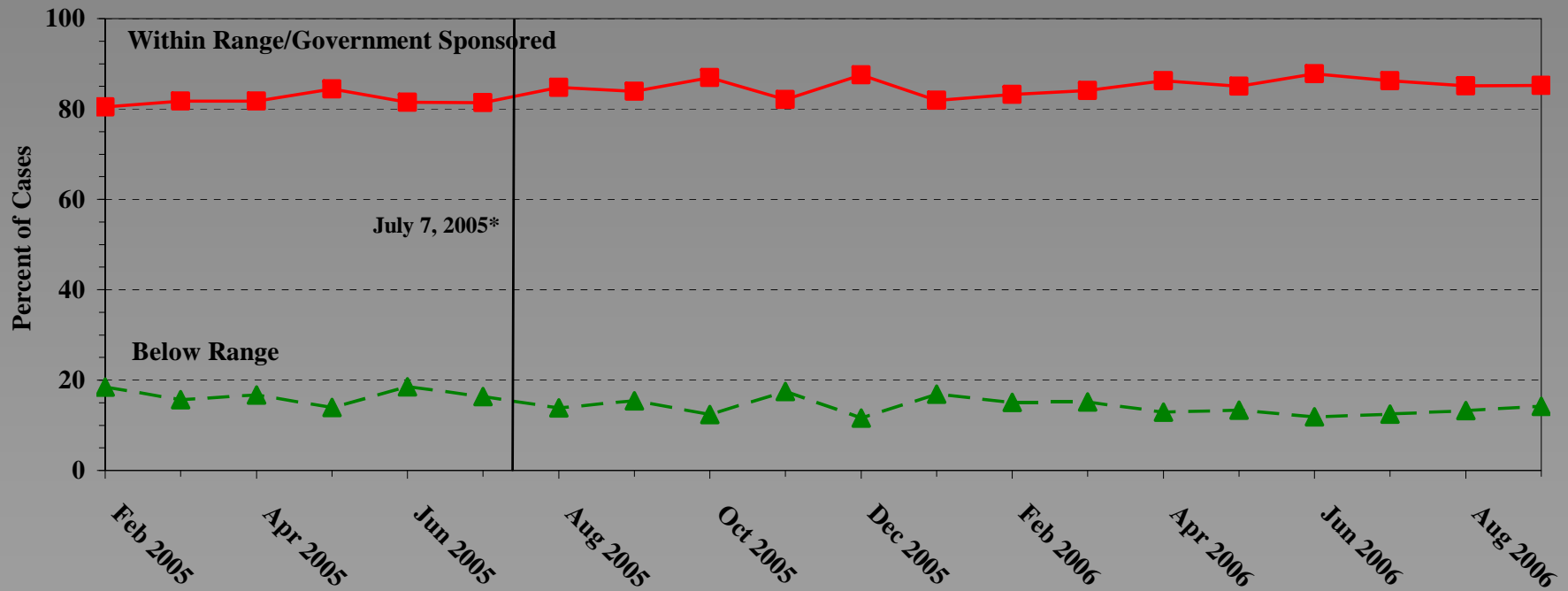


**United States v. Williams*, 436 F.3d 706 (6th Cir. 2006)

Federal Within Guideline Range/Government Sponsored Sentences and Below Range Sentenced by Circuit

(February 1, 2005, through September 30, 2006)

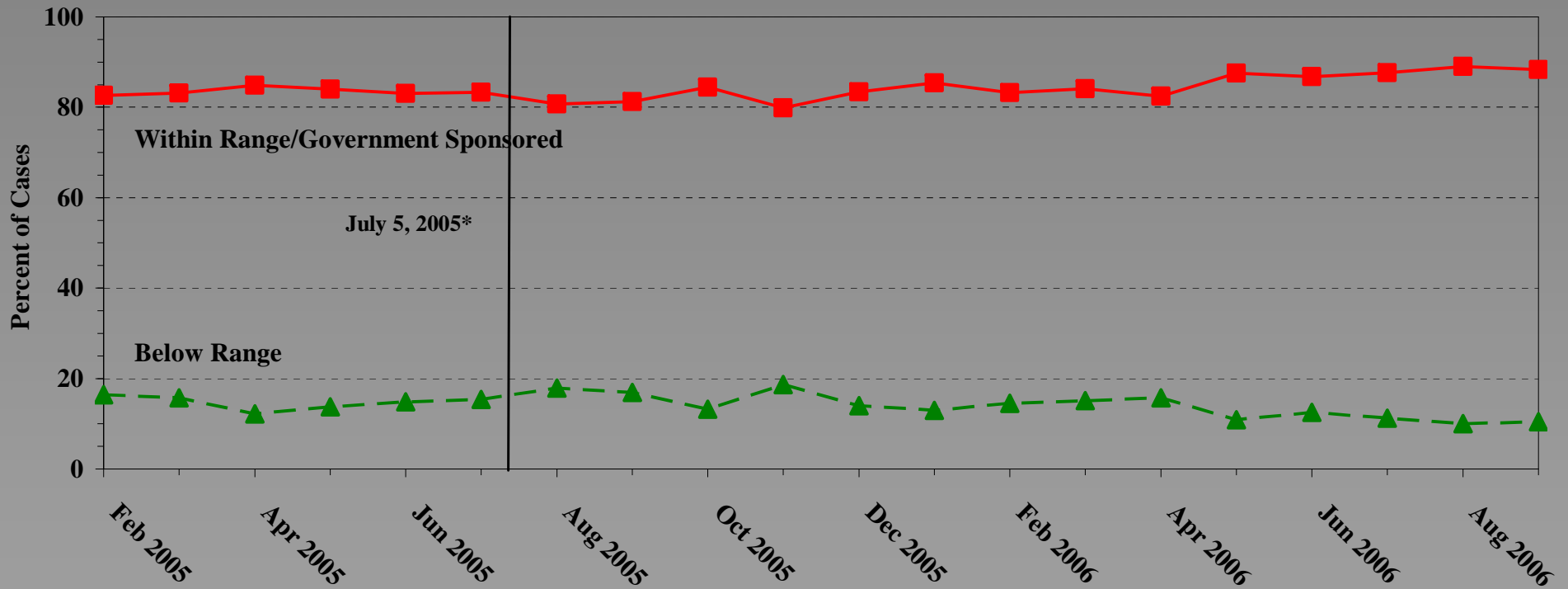
7th Circuit (Presumption of Reasonableness)



**United States v. Mykytiuk*, 415 F.3d 606 (7th Cir. 2005)

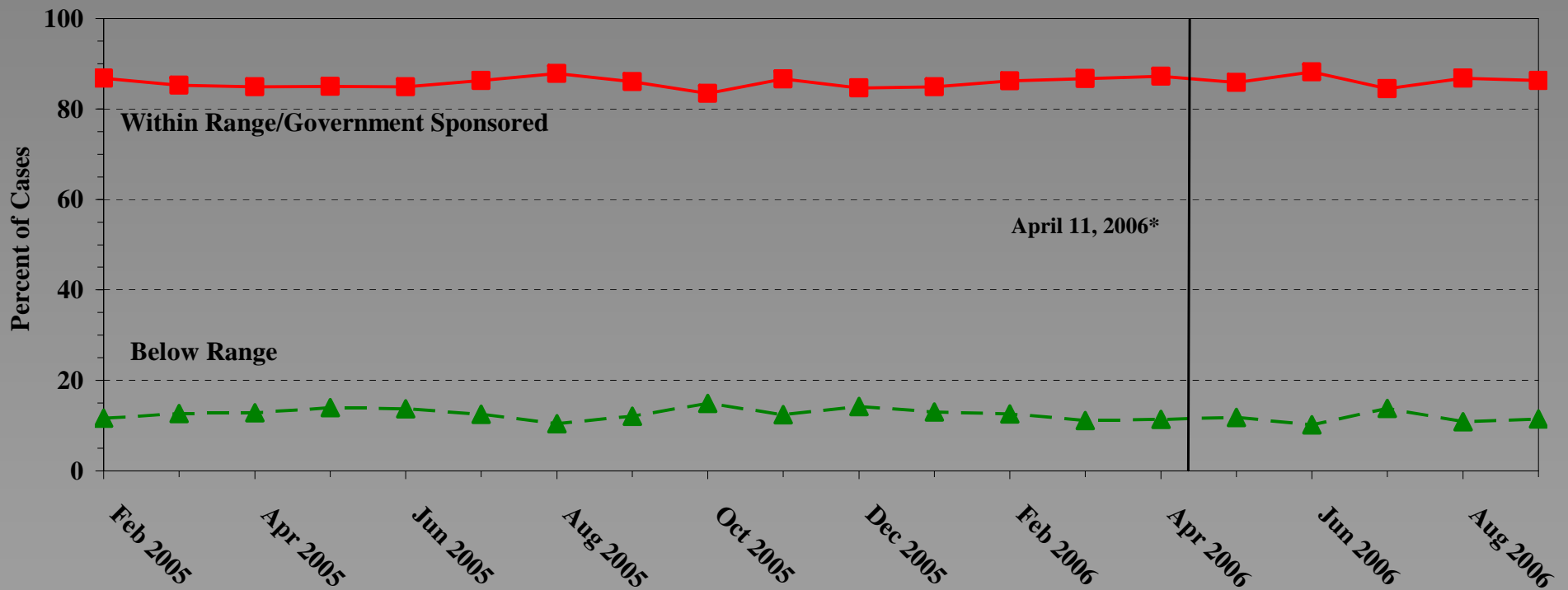
Federal Within Guideline Range/Government Sponsored Sentences and Below Range Sentenced by Circuit (February 1, 2005, through September 30, 2006)

8th Circuit (Presumption of Reasonableness)



**United States v. Lincoln*, 413 F.3d 716 (8th Cir. 2005)

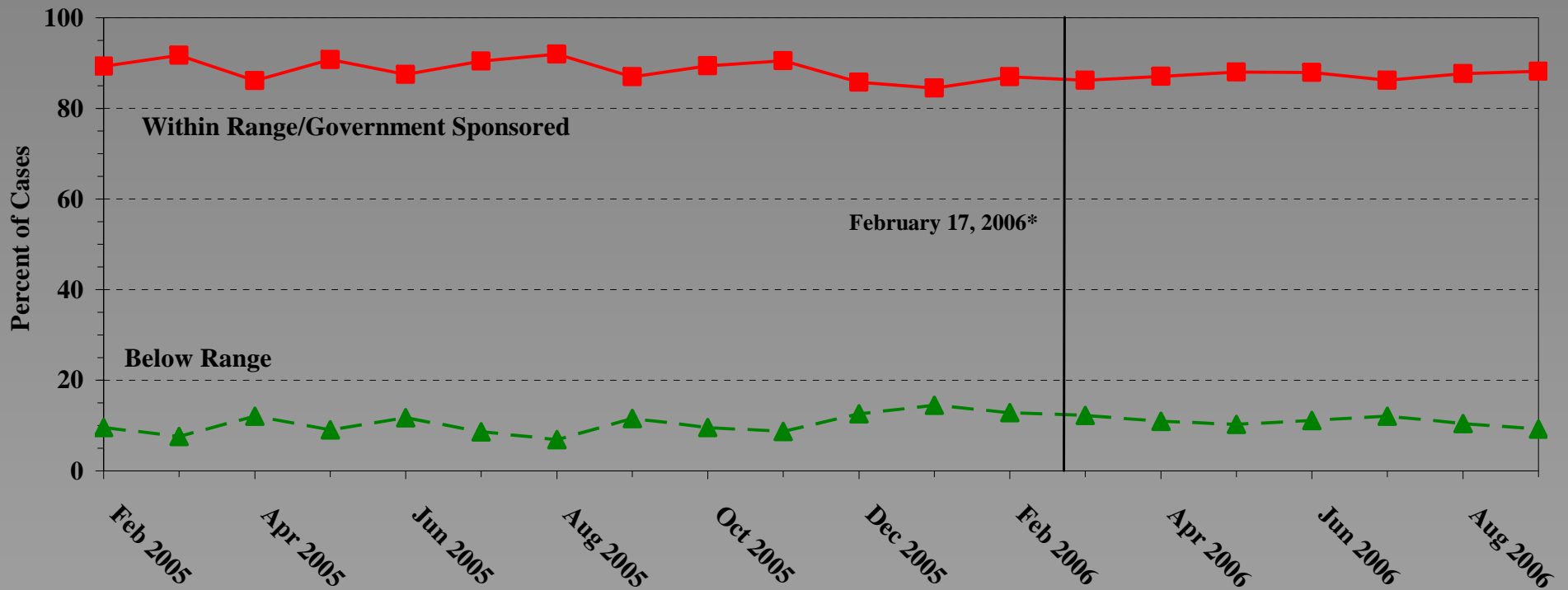
**Federal Within Guideline Range/Government Sponsored Sentences
and Below Range Sentenced by Circuit
(February 1, 2005, through September 30, 2006)
9th Circuit (No Presumption of Reasonableness)**



**United States v. Zavala*, 443 F.3d 1165 (9th Cir. 2006)

Federal Within Guideline Range/Government Sponsored Sentences and Below Range Sentenced by Circuit (February 1, 2005, through September 30, 2006)

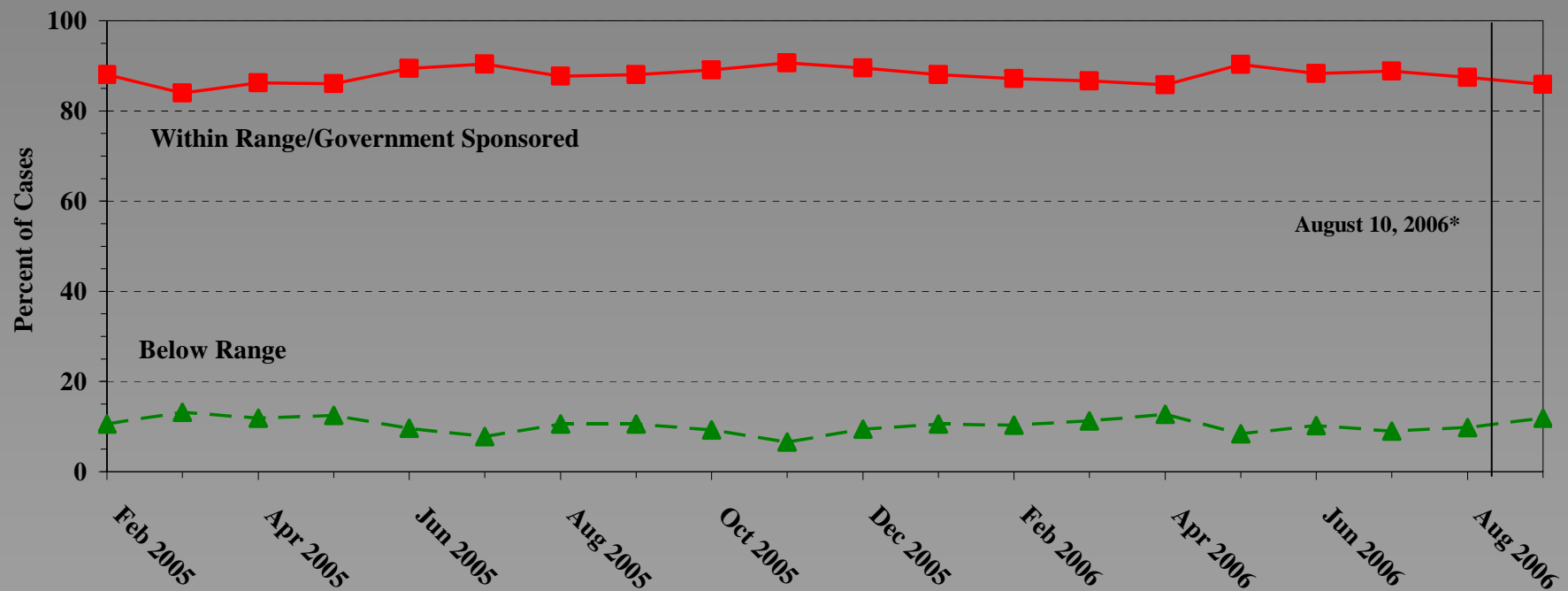
10th Circuit (Presumption of Reasonableness)



**United States v. Kristl*, 437 F.3d 1050 (10th Cir. 2006)

Federal Within Guideline Range/Government Sponsored Sentences and Below Range Sentenced by Circuit (February 1, 2005, through September 30, 2006)

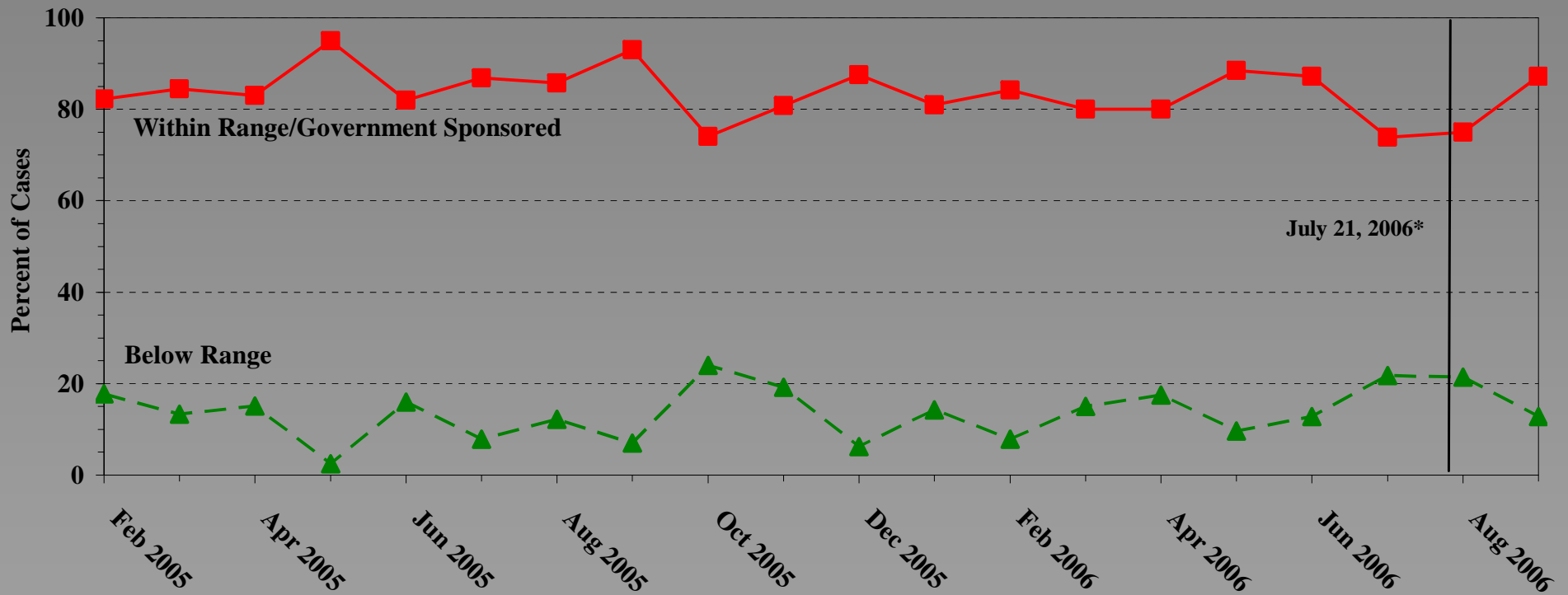
11th Circuit (No Presumption of Reasonableness)



**United States v. Hunt*, 459 F.3d 1180 (11th Cir. 2006)

Federal Within Guideline Range/Government Sponsored Sentences and Below Range Sentenced by Circuit (February 1, 2005, through September 30, 2006)

DC Circuit (Presumption of Reasonableness)



**United States v. Dorcely*, 454 F.3d 366 (D.C. Cir. 2006)

