

**Table 29**

**WITHIN RANGE CASES: POSITION OF SENTENCE FOR OFFENDERS  
IN EACH PRIMARY OFFENSE CATEGORY<sup>1</sup>  
Fiscal Year 2016**

PRIMARY OFFENSE	TOTAL	Guideline Minimum		Lower Half of Range		Midpoint of Range		Upper Half of Range		Guideline Maximum	
		N	%	N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>26,753</b>	<b>12,607</b>	<b>47.1</b>	<b>6,770</b>	<b>25.3</b>	<b>2,262</b>	<b>8.5</b>	<b>2,060</b>	<b>7.7</b>	<b>3,054</b>	<b>11.4</b>
Murder	20	7	35.0	6	30.0	0	0.0	2	10.0	5	25.0
Manslaughter	26	10	38.5	5	19.2	1	3.8	4	15.4	6	23.1
Kidnapping/Hostage Taking	9	3	33.3	4	44.4	0	0.0	0	0.0	2	22.2
Sexual Abuse	198	82	41.4	40	20.2	13	6.6	16	8.1	47	23.7
Assault	310	145	46.8	64	20.6	30	9.7	26	8.4	45	14.5
Robbery	341	152	44.6	59	17.3	23	6.7	42	12.3	65	19.1
Arson	18	10	55.6	2	11.1	2	11.1	0	0.0	4	22.2
Drugs - Trafficking	6,045	3,890	64.4	891	14.7	409	6.8	387	6.4	468	7.7
Drugs - Communication Facility	77	45	58.4	6	7.8	6	7.8	6	7.8	14	18.2
Drugs - Simple Possession	194	134	69.1	34	17.5	12	6.2	9	4.6	5	2.6
Firearms	3,335	1,724	51.7	480	14.4	358	10.7	238	7.1	535	16.0
Burglary/B&E	9	4	44.4	2	22.2	2	22.2	1	11.1	0	0.0
Auto Theft	25	12	48.0	5	20.0	1	4.0	3	12.0	4	16.0
Larceny	435	281	64.6	48	11.0	32	7.4	26	6.0	48	11.0
Fraud	2,342	1,307	55.8	362	15.5	178	7.6	191	8.2	304	13.0
Embezzlement	152	120	78.9	11	7.2	11	7.2	4	2.6	6	3.9
Forgery/Counterfeiting	238	126	52.9	41	17.2	14	5.9	17	7.1	40	16.8
Bribery	29	17	58.6	4	13.8	3	10.3	2	6.9	3	10.3
Tax	106	55	51.9	17	16.0	8	7.5	11	10.4	15	14.2
Money Laundering	181	106	58.6	32	17.7	10	5.5	9	5.0	24	13.3
Racketeering/Extortion	269	132	49.1	50	18.6	16	5.9	31	11.5	40	14.9
Gambling/Lottery	23	14	60.9	5	21.7	2	8.7	1	4.3	1	4.3
Civil Rights	13	5	38.5	3	23.1	0	0.0	0	0.0	5	38.5
Immigration	10,519	3,155	30.0	4,330	41.2	981	9.3	918	8.7	1,135	10.8
Child Pornography	409	224	54.8	65	15.9	26	6.4	36	8.8	58	14.2
Prison Offenses	237	98	41.4	56	23.6	30	12.7	19	8.0	34	14.3
Administration of Justice Offenses	469	254	54.2	44	9.4	57	12.2	30	6.4	84	17.9
Environmental/Wildlife	44	38	86.4	3	6.8	1	2.3	0	0.0	2	4.5
National Defense	22	14	63.6	4	18.2	3	13.6	0	0.0	1	4.5
Antitrust	1	0	0.0	0	0.0	0	0.0	0	0.0	1	100.0
Food & Drug	57	50	87.7	1	1.8	1	1.8	1	1.8	4	7.0
Other Miscellaneous Offenses	600	393	65.5	96	16.0	32	5.3	30	5.0	49	8.2

<sup>1</sup> Of the 67,742 cases, 32,519 were sentenced within the applicable guideline range. Of those, 28,726 cases had complete guideline application information. An additional 1,973 cases were excluded due to several logical criteria. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.