

## Analysis of Crack Cocaine Trafficking Offenses

### STATISTICAL OVERVIEW: FISCAL YEAR 2011

In fiscal year 2011, federal courts sentenced 4,219 crack cocaine trafficking offenders. Crack cocaine was the primary drug type involved in 17.2 percent of drug trafficking offenses. More than 50 percent (53.8%, n=2,269) of crack cocaine trafficking offenders were sentenced by judges in just four circuits, with the Fourth Circuit leading at 903 offenders (21.4% of crack cocaine trafficking offenders nationwide). Judges in the Fifth Circuit sentenced 458 crack cocaine trafficking offenders (10.9% of crack cocaine trafficking offenders nationwide), followed by the Second Circuit with 456 offenders (10.8% of crack cocaine trafficking offenders nationwide) and the Sixth Circuit with 452 offenders (10.7% of crack cocaine trafficking offenders nationwide).<sup>65</sup> The proportion of the circuit’s drug trafficking caseload comprised of crack cocaine trafficking offenses also varied. Crack cocaine trafficking offenses were 40.5 percent of the Fourth Circuit’s total drug trafficking caseload, while crack cocaine trafficking offenses were only 9.2 percent of the Fifth Circuit’s drug trafficking caseload. Similarly, crack cocaine offenses in the Second Circuit were 25.5 percent of its drug

<sup>65</sup> See “National Distribution of Primary Drug Type by Circuit and District, Crack Cocaine, FY 2011” Appendix Table. By way of comparison, 44.5 percent of all drug trafficking offenses in fiscal year 2011 came from district courts in those four circuits, with the Fourth Circuit sentencing only 9.1 percent of all drug trafficking offenses. See “National Distribution of Selected Offenses by Circuit and District, Drug Trafficking Offenses, FY 2011” Appendix Table.

trafficking caseload, and those in the Sixth Circuit were 23.2 percent of its drug trafficking caseload. As depicted in the table below, the proportion of a circuit’s drug trafficking caseload comprised of crack cocaine trafficking offenses ranged from a low of 4.5 percent in the Ninth Circuit to a high of 40.5 percent in the Fourth Circuit.

**Proportion of Caseload by Circuit**  
**Crack Cocaine Trafficking Offenses**  
**Fiscal Year 2011**

Circuit	Number of Crack Cocaine Offenses	Percent of Total Drug Caseload
<b>TOTAL</b>	<b>4,219</b>	<b>17.2</b>
Ninth Circuit	232	4.5
Fifth Circuit	458	9.2
Tenth Circuit	169	11.4
First Circuit	182	16.1
Eighth Circuit	269	17.9
Eleventh Circuit	380	18.8
Sixth Circuit	452	23.2
Second Circuit	456	25.5
Third Circuit	271	28.4
D.C. Circuit	42	31.6
Seventh Circuit	405	34.3
Fourth Circuit	903	40.5

SOURCE: U.S. Sentencing Commission, 2011 *Booker* Report Datafiles.

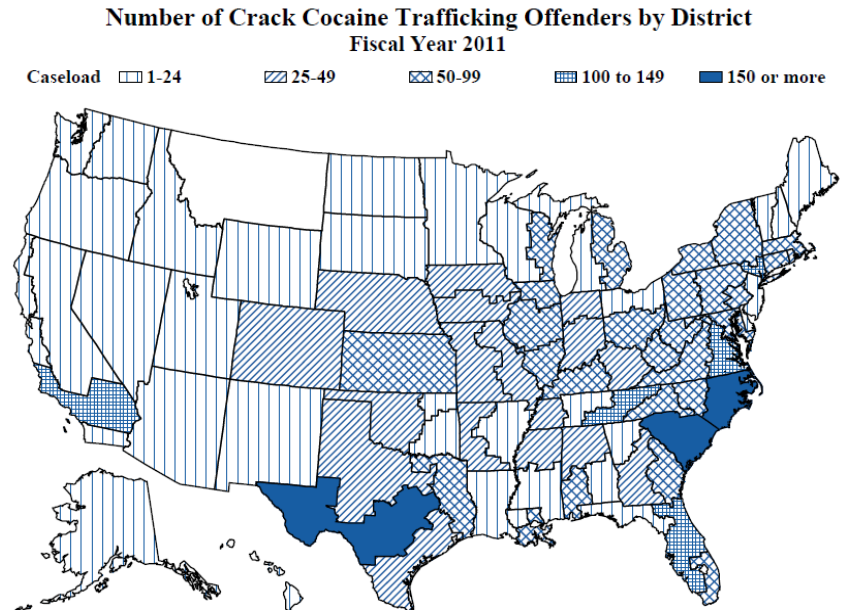
When viewed at the district level, the number of crack cocaine trafficking offenders sentenced in each district ranged from zero (Guam, Montana, and Northern Mariana Islands) to 200 (South Carolina). South Carolina was the only district in which judges sentenced 200 or more crack cocaine offenders (4.7% of crack cocaine trafficking offenders nationwide) in fiscal year 2011. Judges in seven other districts sentenced more than 100 such offenders: Eastern North Carolina with 183 offenders (4.3% of crack

## PART C: DRUG TRAFFICKING OFFENSES CRACK COCAINE

cocaine trafficking offenders nationwide); Western Texas with 166 offenders (3.9% of crack cocaine trafficking offenders nationwide); Eastern Virginia with 136 offenders (3.2% of crack cocaine trafficking offenders nationwide); Southern New York with 133 offenders (3.2% of crack cocaine trafficking offenders nationwide); Eastern Tennessee with 123 offenders (2.9% of crack cocaine trafficking offenders nationwide); Central California with 109 offenders (2.6% of crack cocaine trafficking offenders nationwide); and Middle Florida with 103 offenders (2.4% of crack cocaine trafficking offenders nationwide). Judges in the eight districts listed above sentenced slightly less than 30 percent (27.2%) of the 4,219 crack cocaine trafficking offenders sentenced nationwide in fiscal year 2011.<sup>66</sup> Judges in more than half of the 94 districts (n=58) sentenced fewer than 50 crack cocaine trafficking offenders.

In those districts in which judges sentenced crack cocaine trafficking offenders in fiscal year 2011, crack cocaine trafficking offenders comprised varying percentages of the districts' drug trafficking caseloads, ranging from a low of 0.4 percent (Arizona) to a high of 61.5 percent (Northern Mississippi). In five districts, 50 percent or more of the drug trafficking caseload was comprised of crack cocaine trafficking offenses. Those districts were: Northern Mississippi (61.5% of drug trafficking offenses in the district, n=40); Central Illinois (55.8% of drug trafficking offenses in the district, n=77); Eastern North Carolina (52.9% of drug trafficking offenses in the district, n=183); Middle North Carolina (51.6% of drug trafficking offenses in the district, n=79); and Connecticut (50.0% of drug trafficking offenses in the district, n=82). In contrast, in six districts, less than three percent of the drug trafficking caseload was comprised of crack cocaine trafficking cases: Arizona (0.4% of drug trafficking offenses in the district, n=8); Idaho (0.7% of drug trafficking offenses in the district, n=1); Wyoming (0.7% of drug trafficking offenses in the district, n=1); Southern California (1.2% of drug trafficking offenses in the district, n=14); Southern Texas

(1.6% of drug trafficking offenses in the district, n=28); and Hawaii (1.9% of drug trafficking offenses in the district, n=2).<sup>67</sup>



Note: Districts displayed in white had no offenders convicted of the specified offense.  
SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

<sup>66</sup> See “National Distribution of Primary Drug Type by Circuit and District, Crack Cocaine, FY 2011” Appendix Table. By way of comparison, 21.9 percent of all drug trafficking offenses in fiscal year 2011 were sentenced in those eight districts. See “National Distribution of Selected Offenses by Circuit and District, Drug Trafficking Offenses, FY 2011” Appendix Table.

<sup>67</sup> See “Proportion of the Drug Trafficking Caseload in Each Circuit and District by Primary Drug Type, Crack Cocaine, FY 2011” Appendix Table.

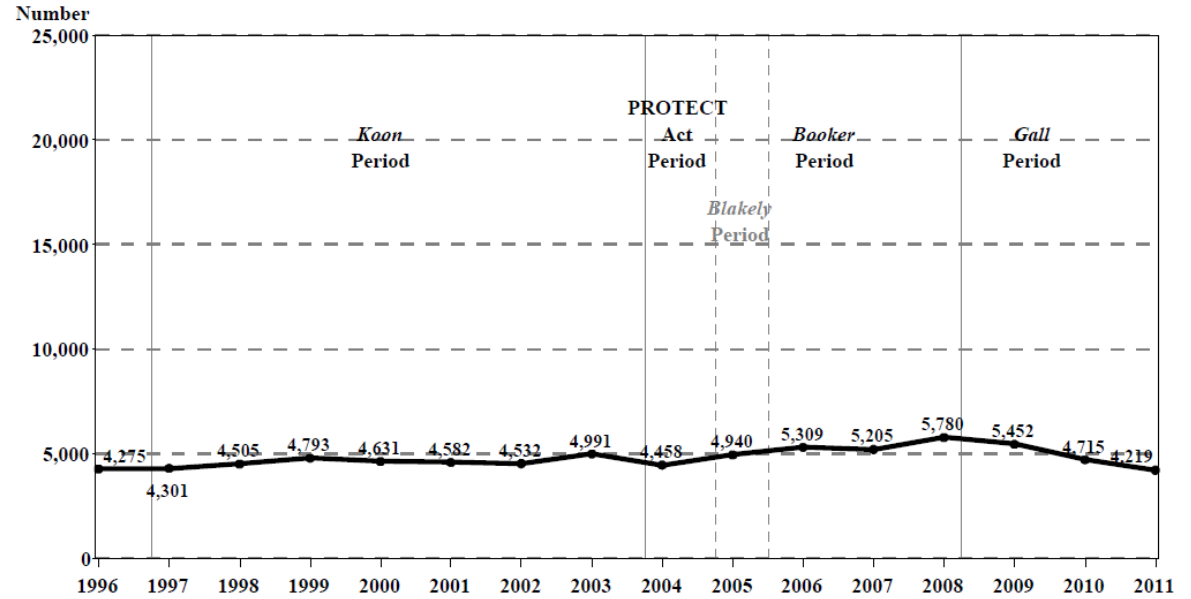
**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

**NATIONAL TREND ANALYSIS**

This section addresses federal sentencing trends for crack cocaine trafficking offenses over time. Much of the analysis uses time periods that are based on major changes in the legal framework governing federal sentencing rather than time periods divided by fiscal or calendar year. These four periods, the *Koon*, PROTECT Act, *Booker*, and *Gall* periods, and their significance, are discussed more fully in Part A.

The number of crack cocaine trafficking offenders sentenced nationwide peaked in fiscal year 2008, but the number decreased in each year thereafter. Crack cocaine trafficking offenses have remained approximately the same percentage of the drug trafficking caseload over the four periods. During the *Koon* period, 22.4 percent of drug trafficking offenses were crack cocaine trafficking offenses. This percentage was 20.7 percent during the PROTECT Act period, 22.3 percent during the *Booker* period, and 20.9 percent during the *Gall* period.

**Number of Offenders by Fiscal Year**  
**Crack Cocaine Trafficking Offenses**  
 Fiscal Years 1996-2011



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

**NATIONAL TREND ANALYSIS**

**OFFENDER AND OFFENSE CHARACTERISTICS**

The overwhelming majority of crack cocaine trafficking offenders have been United States citizens and male in every period. Black offenders have comprised the majority of crack cocaine trafficking offenders. Hispanic offenders were the second largest group in the *Koon*, PROTECT Act, and *Gall* periods. During the *Booker* period, White offenders were the second largest group of offenders. The vast majority of crack cocaine trafficking offenders have been U.S. citizens during every period

During the *Koon* period, the largest percentages of crack cocaine trafficking offenders were in Criminal History Categories I and III, but over time the percentage of offenders in Criminal History Categories I-III has generally decreased while the percentage of offenders in Criminal History Categories IV-VI has generally increased. During the *Gall* period, the largest percentages of crack cocaine trafficking offenders were in Criminal History Category VI and Criminal History Category I.

**Selected Offender Characteristics**  
**Crack Cocaine Trafficking Offenses**  
*Koon* Period through *Gall* Period

	<i>Koon</i> Period (6/13/96 - 4/30/03) Percent	PROTECT Act Period (5/1/03 - 6/24/04) Percent	<i>Booker</i> Period (1/12/05 - 12/10/07) Percent	<i>Gall</i> Period (12/11/07-9/30/11) Percent
<b>RACE/ETHNICITY</b>				
White	6.1	7.5	8.7	8.4
Black	83.8	81.9	82.4	80.2
Hispanic	9.1	9.6	7.9	10.5
Other	0.9	1.0	1.0	1.0
<b>GENDER</b>				
Male	90.6	91.4	91.2	91.2
Female	9.4	8.6	8.8	8.8
<b>CITIZENSHIP</b>				
U.S. Citizen	93.3	94.7	96.4	97.1
Non-U.S. Citizen	6.7	5.3	3.6	3.0
<b>CRIMINAL HISTORY CATEGORY</b>				
I	30.0	24.9	21.9	21.5
II	13.7	12.1	12.1	11.9
III	21.3	20.0	20.4	18.8
IV	11.9	12.9	12.5	12.3
V	6.2	7.3	7.8	8.2
VI	16.9	22.8	25.3	27.3

Categories may not sum to exactly 100.0 percent due to rounding.  
 SOURCE: U.S. Sentencing Commission, 2011 *Booker* Report Datafiles.

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**NATIONAL TREND ANALYSIS**  
**OFFENDER AND OFFENSE CHARACTERISTICS**

The vast majority of crack cocaine trafficking offenders have been sentenced to prison only in each of the four periods.

**Types of Sentences Imposed**  
**Crack Cocaine Trafficking Offenses**  
*Koon* Period through *Gall* Period

SENTENCE IMPOSED	<i>Koon</i> Period (6/13/96 - 4/30/03)		PROTECT Act Period (5/1/03 - 6/24/04)		<i>Booker</i> Period (1/12/05 - 12/10/07)		<i>Gall</i> Period (12/11/07-9/30/11)	
	N	%	N	%	N	%	N	%
<b>Prison Only</b>	30,494	97.2	5,233	98.2	15,264	98.1	18,366	97.0
<b>Prison/Community Split</b>	383	1.2	39	0.7	134	0.9	297	1.6
<b>Probation and Confinement</b>	222	0.7	26	0.5	73	0.5	108	0.6
<b>Probation Only</b>	291	0.9	31	0.6	87	0.6	161	0.9

Cases in which the offender received no prison or probation and cases with missing sentencing information were excluded from the analysis. Prison and Community Split includes all cases in which offenders received prison and conditions of confinement as described in USSG §5C1.1.  
 SOURCE: U.S. Sentencing Commission, 2011 *Booker* Report Datafiles.



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CRACK COCAINE**

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The average guideline minimum can generally be viewed as a proxy for the seriousness of the offense. However, average guideline minimums in crack cocaine trafficking offenses may have increased or decreased due to changes in mandatory minimum penalties or guideline amendments. The average guideline minimum for crack cocaine trafficking offenses has decreased from the PROTECT Act through the *Gall* periods, likely reflecting statutory changes and guidelines amendments reducing penalties for crack cocaine trafficking offenses. The average sentence length has exhibited the same trend. Changes in sentence length are influenced by various factors including the guideline range, departures, and variances.

The table includes the percentage of crack cocaine trafficking offenders who were granted safety valve relief from the mandatory minimum penalty, pursuant to 18 U.S.C. § 3553(f) and USSG §5C1.2.

The table also includes the percentage of crack cocaine trafficking offenses that involved a weapon, because the offender was convicted under 18 U.S.C. § 924(c) or because the offender received the weapon enhancement at §2D1.1(b)(1). An offender who possessed a firearm or other dangerous weapon (or induced another participant to do so) in connection with the offense is ineligible for safety valve relief.

Within range sentence rates have decreased over time, and in the *Gall* period less than half of crack cocaine trafficking offenders were sentenced within the range. The decrease was largely attributable to increasing rates of non-government sponsored below range sentences.

The extent of the reduction from the guideline minimum has varied depending on the type of below range sentence, but substantial assistance departures have typically led to the largest reductions.

**Selected Sentencing Characteristics  
Crack Cocaine Trafficking Offenses  
Koon Period through Gall Period**

	<i>Koon</i> Period (6/13/96 - 4/30/03)	PROTECT Act Period (5/1/03 - 6/24/04)	<i>Booker</i> Period (1/12/05 - 12/10/07)	<i>Gall</i> Period (12/11/07-9/30/11)
	Percent	Percent	Percent	Percent
<b>GUILTY PLEA</b>	91.7	93.1	93.0	95.0
<b>SAFETY VALVE</b>	15.8	14.8	13.6	12.3
<b>WEAPON</b>	22.4	28.0	28.2	27.5
<b>GUIDELINE ADJUSTMENTS</b>				
Aggravating Role (USSG §3B1.1)	7.4	5.7	5.0	5.2
Mitigating Role (USSG §3B1.2)	8.1	6.6	5.9	4.7
<b>SENTENCE RELATIVE TO GUIDELINE RANGE</b>				
<b>Within Range</b>	58.4	63.3	55.7	48.2
<b>Above Range</b>	0.2	0.2	0.5	1.1
<b>All Gov't Sponsored Below Range</b>	34.3	32.1	30.5	29.8
Substantial Assistance (USSG §5K1.1)	34.2	30.9	28.0	25.9
Early Disposition Program (USSG §5K3.1)	n/a	0.1	0.1	0.0
Other Gov't Sponsored Below Range	n/a	1.1	2.5	3.9
<b>Non-Gov't Sponsored Below Range</b>	7.2	4.5	13.3	21.0
	<b>Months</b>	<b>Months</b>	<b>Months</b>	<b>Months</b>
<b>AVERAGE GUIDELINE MINIMUM</b>	144	150	149	138
<b>AVERAGE SENTENCE</b>	119	126	124	110
<b>Within Range</b>	142	143	143	128
<b>Above Range</b>	189	210	160	134
<b>All Gov't Sponsored Below Range</b>	83	94	90	89
Substantial Assistance (USSG §5K1.1)	83	94	89	87
Early Disposition Program (USSG §5K3.1)	n/a	84	128	71
Other Gov't Sponsored Below Range	n/a	99	103	104
<b>Non-Gov't Sponsored Below Range</b>	98	119	118	95
	<b>Percent (Months)</b>	<b>Percent (Months)</b>	<b>Percent (Months)</b>	<b>Percent (Months)</b>
<b>AVERAGE EXTENT OF REDUCTION</b>				
<b>All Gov't Sponsored Below Range</b>	46.0 (70)	44.0 (72)	43.8 (68)	45.2 (67)
Substantial Assistance (USSG §5K1.1)	46.1 (70)	44.5 (73)	44.9 (70)	46.8 (69)
Early Disposition Program (USSG §5K3.1)	n/a (n/a)	22.7 (25)	29.4 (62)	41.6 (66)
Other Gov't Sponsored Below Range	n/a (n/a)	32.1 (47)	32.3 (51)	34.7 (55)
<b>Non-Gov't Sponsored Below Range</b>	33.5 (44)	26.8 (39)	27.0 (40)	32.1 (38)

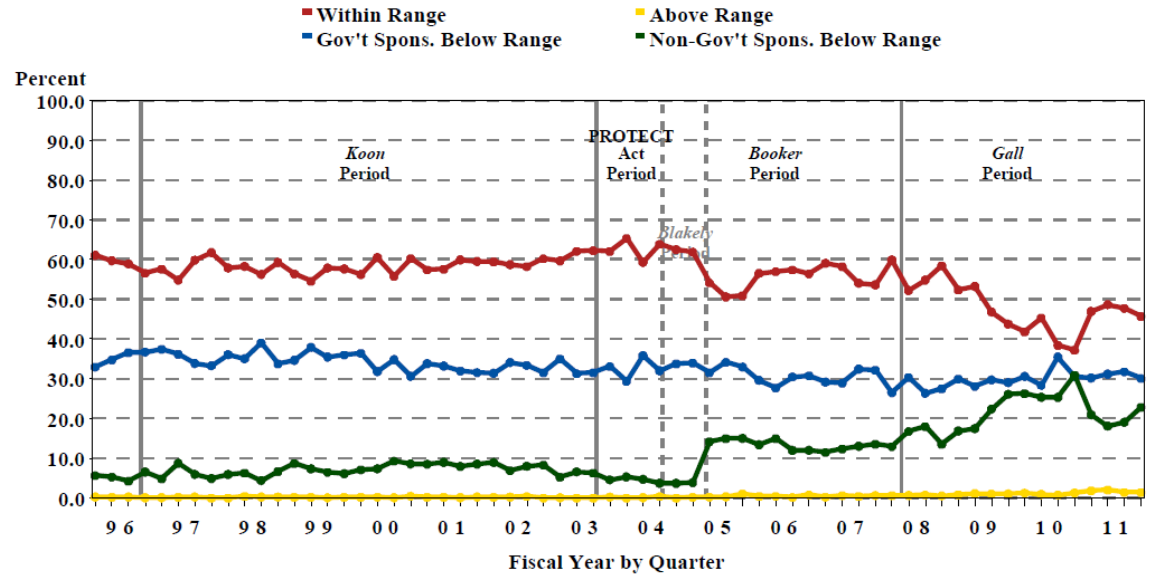
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**CRACK COCAINE**

**NATIONAL TREND ANALYSIS**  
**INFLUENCE OF THE GUIDELINES**

The rate of within range sentences for crack cocaine trafficking offenders has generally decreased from fiscal year 2004 through fiscal year 2010, while the rate of non-government sponsored below range sentences has generally increased. However, in fiscal year 2011, the rate of within range sentences increased and the rate of non-government sponsored below range sentences decreased, which may reflect statutory changes and guidelines amendments reducing penalties for crack cocaine trafficking offenses. The rate of government sponsored below range sentences has been relatively stable over time.

**Quarterly Data for Within-Range and Out-of-Range Sentences**  
**Crack Cocaine Trafficking Offenses**  
**Fiscal Years 1996-2011**



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

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### NATIONAL TREND ANALYSIS

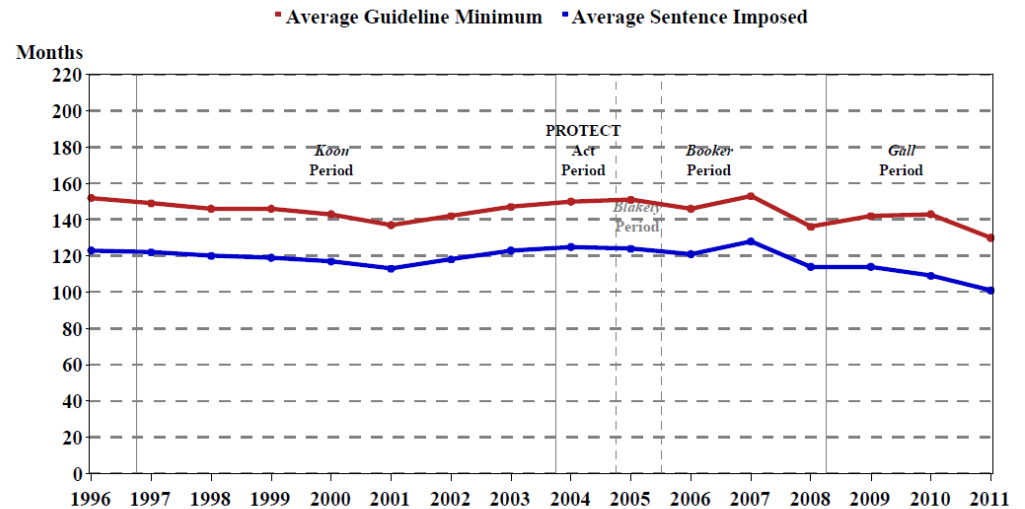
#### INFLUENCE OF THE GUIDELINES

The relationship between the red and blue lines indicates that average sentences have tracked average guideline minimums in crack cocaine trafficking offenses through fiscal year 2008. In fiscal years 2009 and 2010, however, when the average guideline minimum increased, the average sentence either stayed the same or decreased. In fiscal year 2011 there was a decrease in both the average guideline minimum and the average sentence, likely reflecting the recent statutory and corresponding guideline reductions in crack cocaine trafficking penalties.

The percentage difference between the average guideline minimum and the average sentence has varied only slightly through fiscal year 2008 but increased in fiscal years 2009 and 2010. However, the percentage difference decreased in fiscal year 2011. This figure and others demonstrate that, while the influence of the guidelines diminished somewhat in crack cocaine trafficking offenses in the *Gall* period, recent statutory and guidelines changes may reverse this decline.

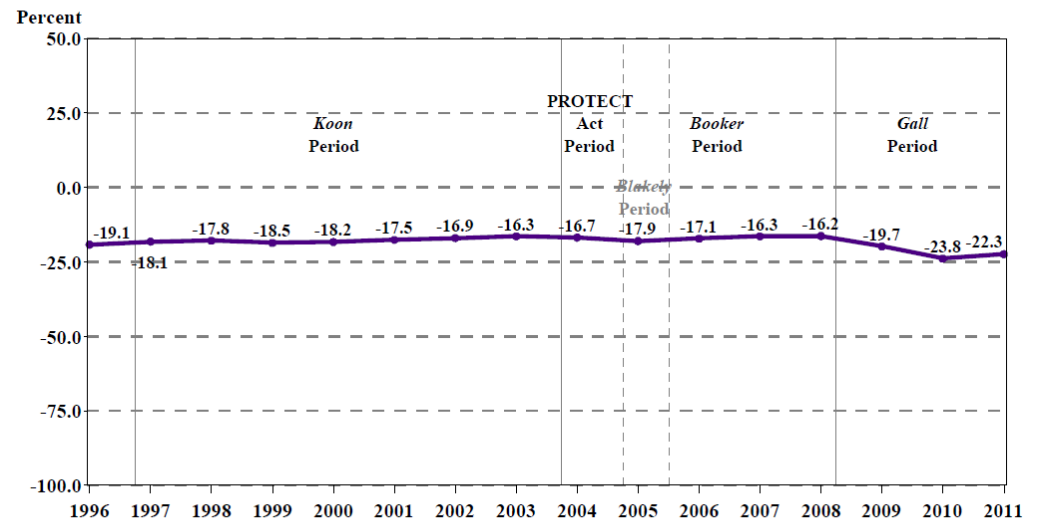
*\*Click on chart for corresponding table by period.*

**Average Guideline Minimum and Sentence Imposed**  
Crack Cocaine Trafficking Offenses  
Fiscal Years 1996-2011



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Percent Difference Between Average Guideline Minimum and Sentence Imposed**  
Crack Cocaine Trafficking Offenses  
Fiscal Years 1996-2011



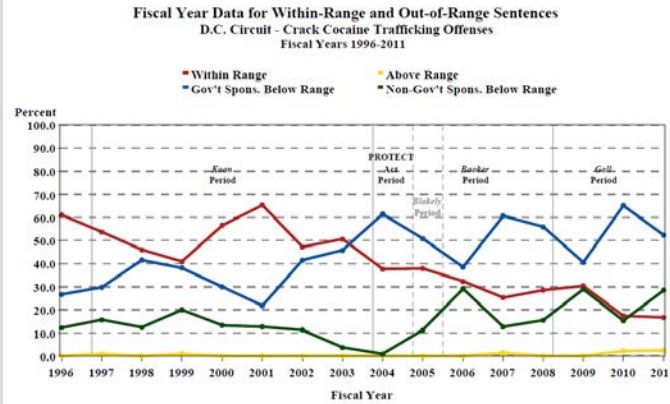
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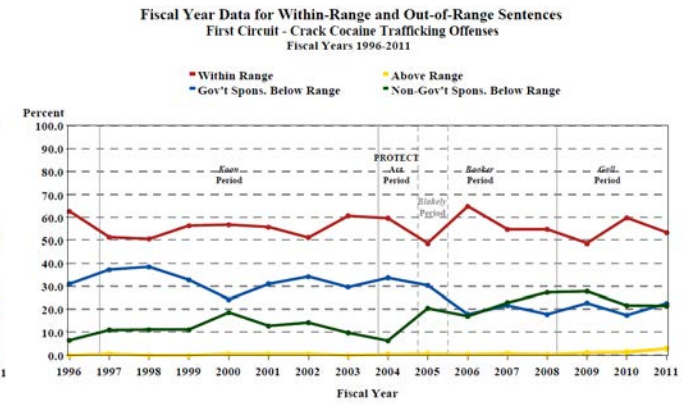
# PART C: DRUG TRAFFICKING OFFENSES CRACK COCAINE

## CIRCUIT TREND ANALYSIS INFLUENCE OF THE GUIDELINES

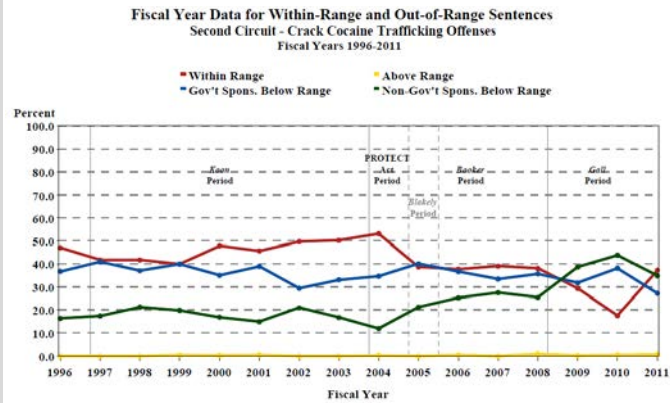
At the circuit level trends have been similar to those seen at the national level. The rate of within range sentences for crack cocaine trafficking offenders has decreased in most but not all circuits between fiscal year 2004 and fiscal year 2010, while the rate of non-government sponsored below range sentences has generally increased.



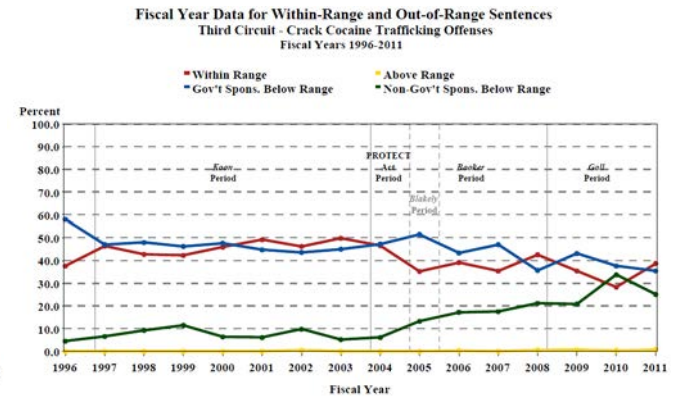
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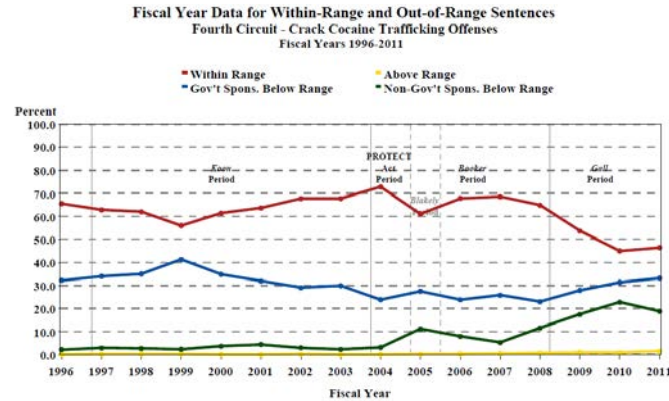


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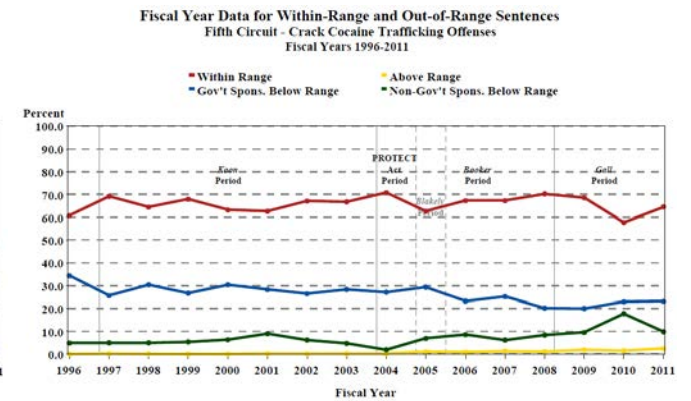
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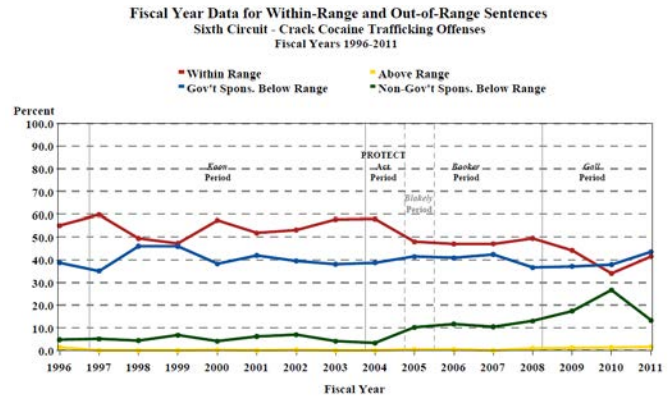
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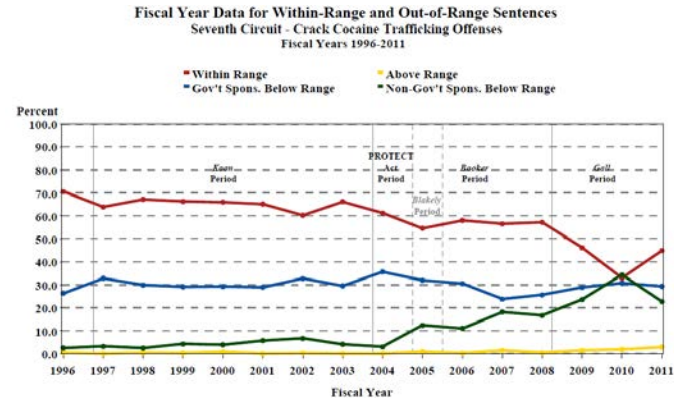
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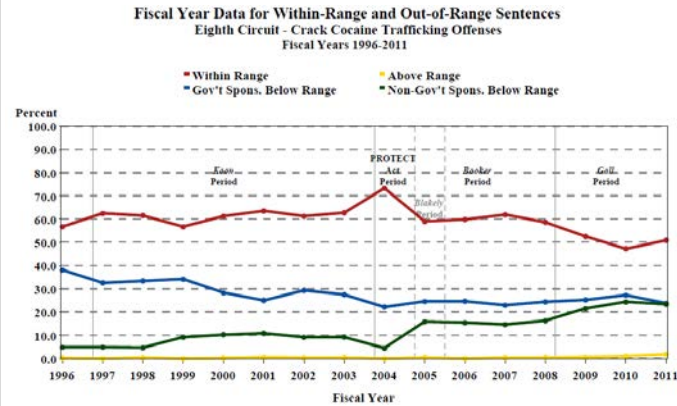


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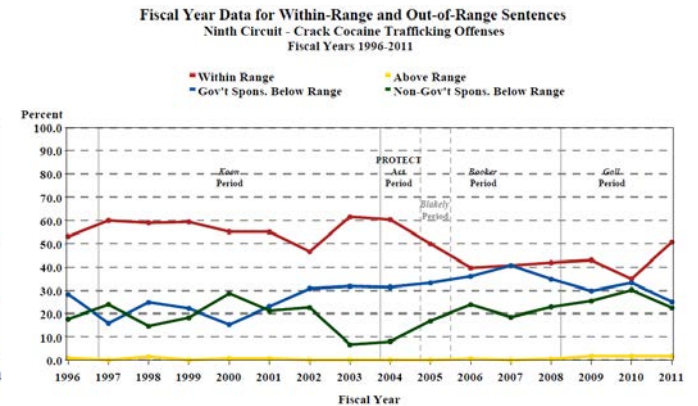
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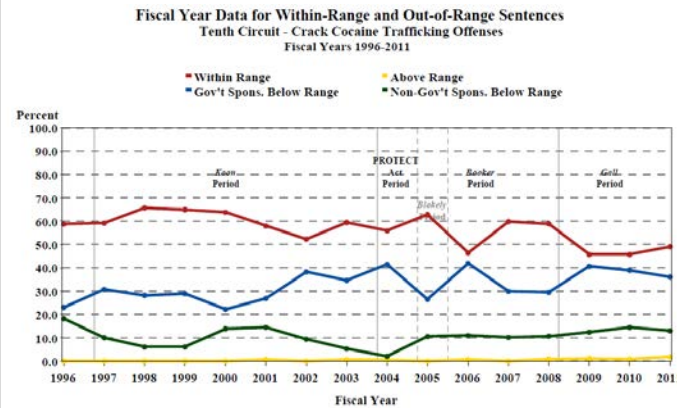
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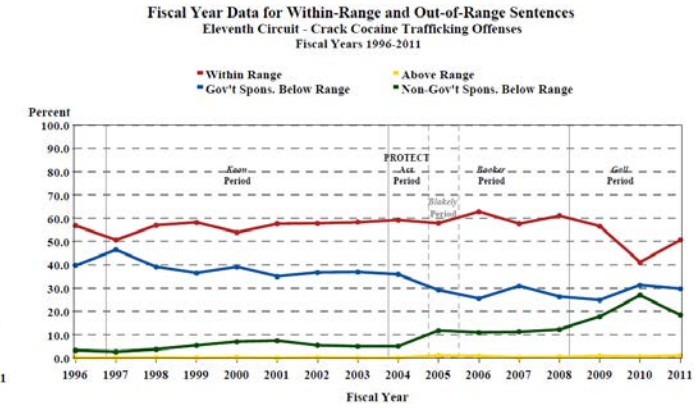
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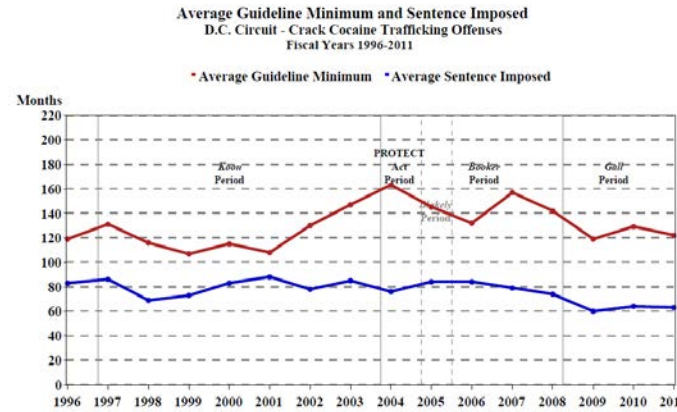
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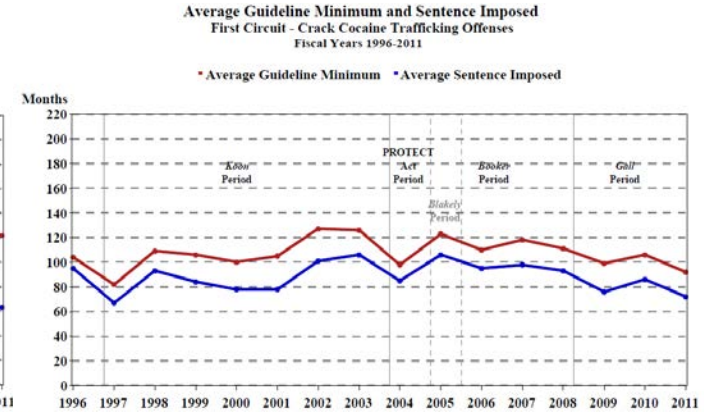
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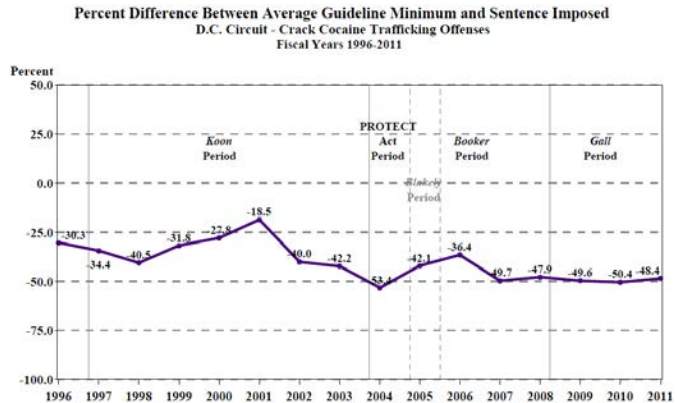
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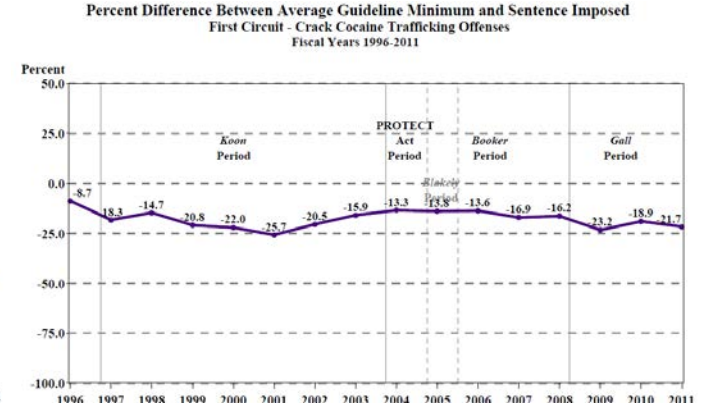
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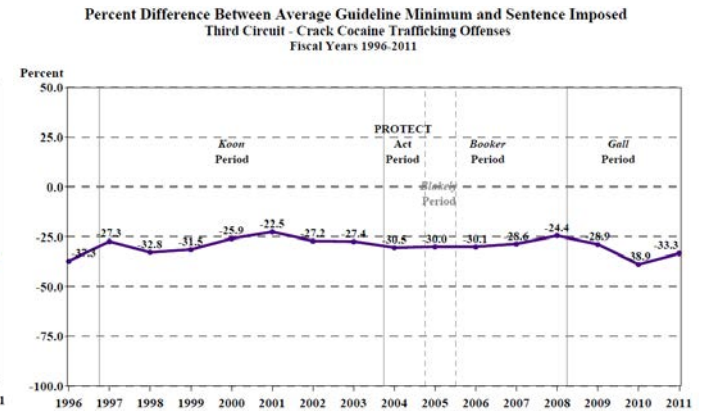
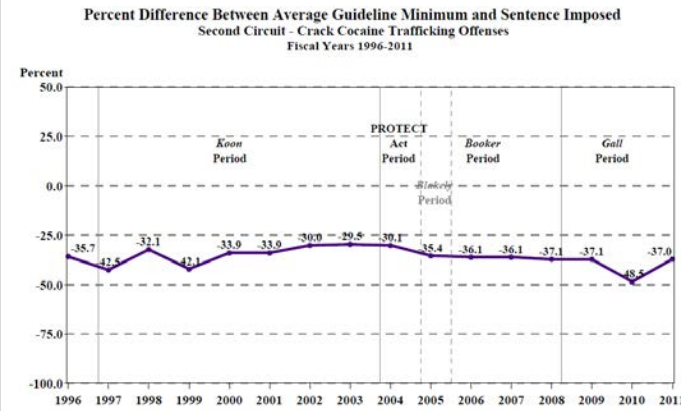
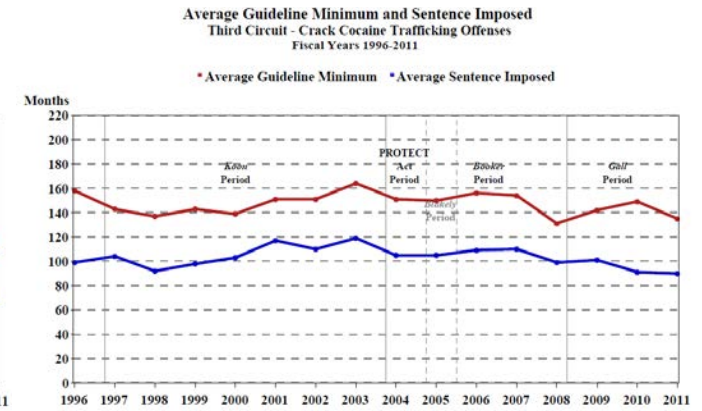
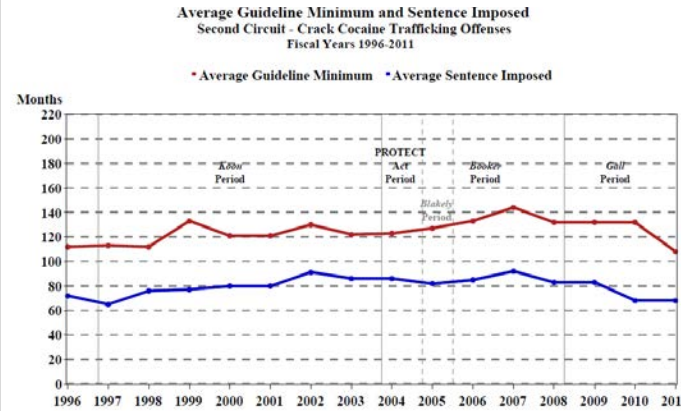


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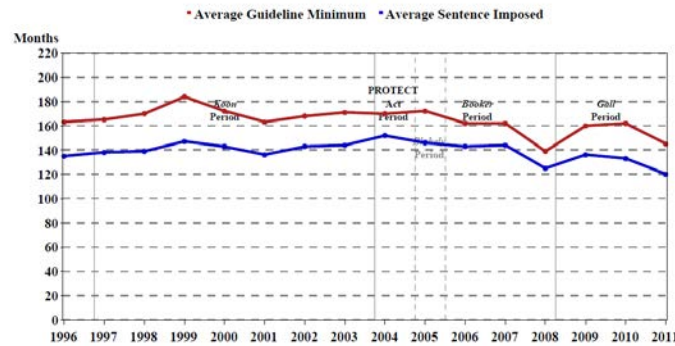


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### CIRCUIT TREND ANALYSIS INFLUENCE OF THE GUIDELINES

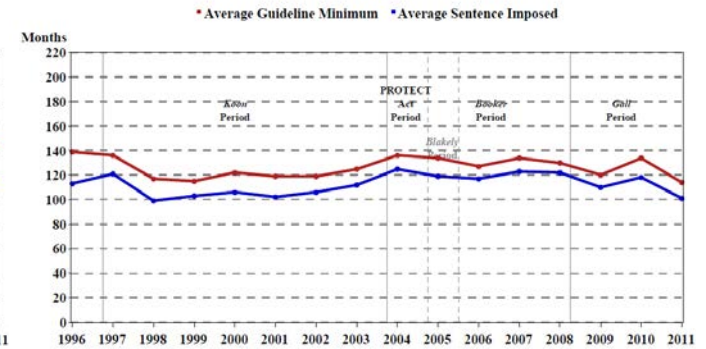
As seen in the national data, in most circuits average sentences have tracked average guideline minimums in crack cocaine trafficking offenses through fiscal year 2008. In fiscal years 2009 and 2010, however, when the guideline minimum increased, the average sentence either stayed the same or decreased. However some circuits have shown greater variation in these trends than others. Nonetheless, in most circuits both the average guideline minimum and average sentence decreased in fiscal year 2011.

Average Guideline Minimum and Sentence Imposed  
Fourth Circuit - Crack Cocaine Trafficking Offenses  
Fiscal Years 1996-2011



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafile.

Average Guideline Minimum and Sentence Imposed  
Fifth Circuit - Crack Cocaine Trafficking Offenses  
Fiscal Years 1996-2011



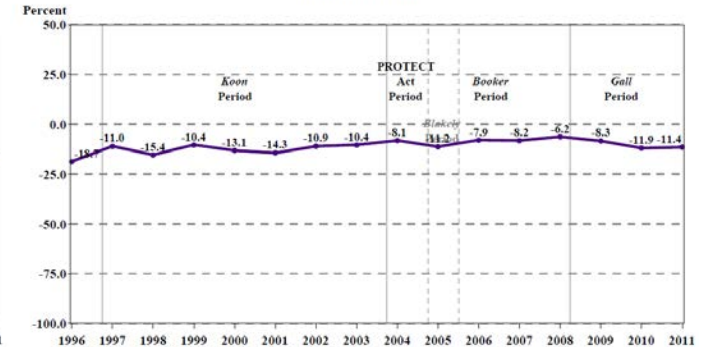
SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafile.

Percent Difference Between Average Guideline Minimum and Sentence Imposed  
Fourth Circuit - Crack Cocaine Trafficking Offenses  
Fiscal Years 1996-2011



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafile.

Percent Difference Between Average Guideline Minimum and Sentence Imposed  
Fifth Circuit - Crack Cocaine Trafficking Offenses  
Fiscal Years 1996-2011



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafile.

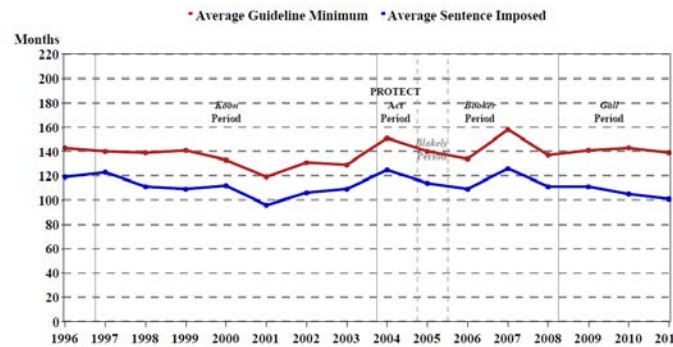


# PART C: DRUG TRAFFICKING OFFENSES CRACK COCAINE

## CIRCUIT TREND ANALYSIS INFLUENCE OF THE GUIDELINES

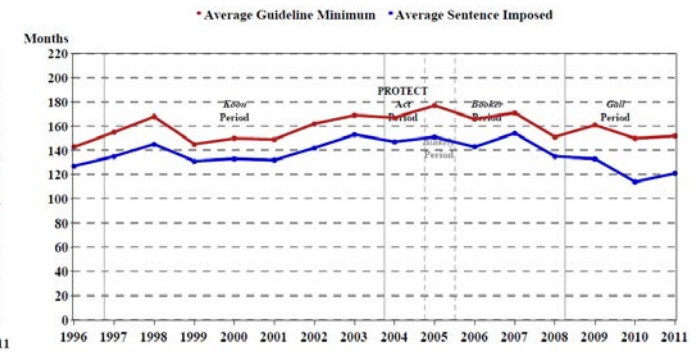
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**Average Guideline Minimum and Sentence Imposed**  
Sixth Circuit - Crack Cocaine Trafficking Offenses  
Fiscal Years 1996-2011



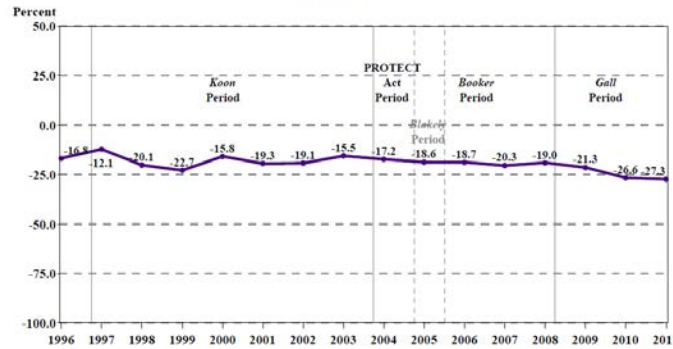
SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Average Guideline Minimum and Sentence Imposed**  
Seventh Circuit - Crack Cocaine Trafficking Offenses  
Fiscal Years 1996-2011



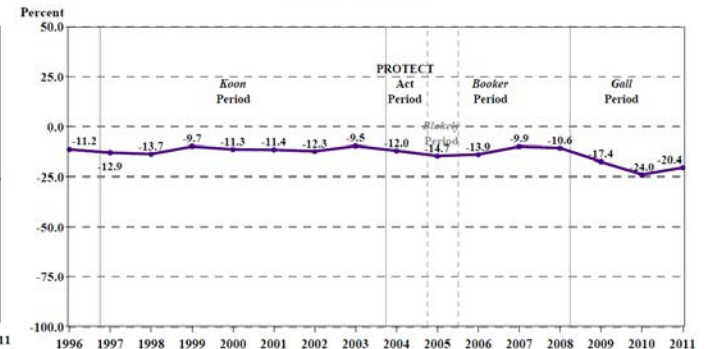
SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Percent Difference Between Average Guideline Minimum and Sentence Imposed**  
Sixth Circuit - Crack Cocaine Trafficking Offenses  
Fiscal Years 1996-2011



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Percent Difference Between Average Guideline Minimum and Sentence Imposed**  
Seventh Circuit - Crack Cocaine Trafficking Offenses  
Fiscal Years 1996-2011

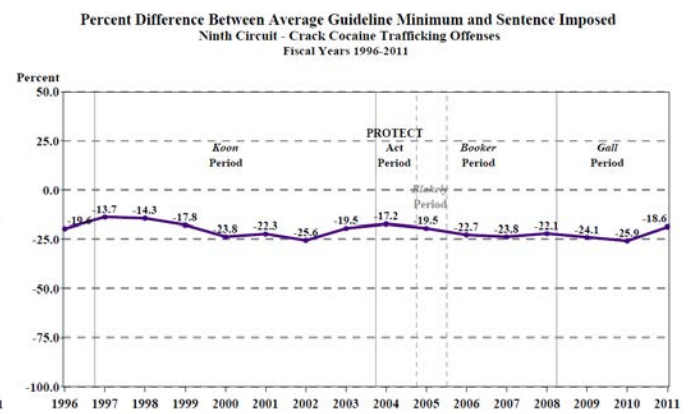
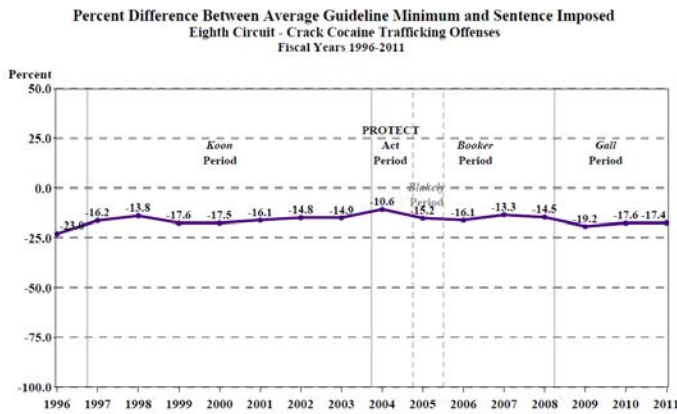
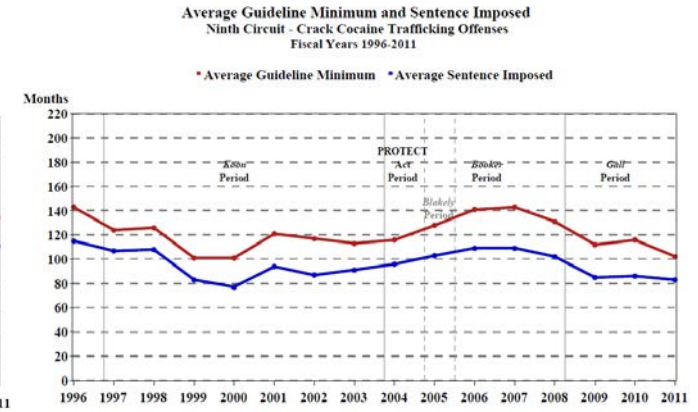
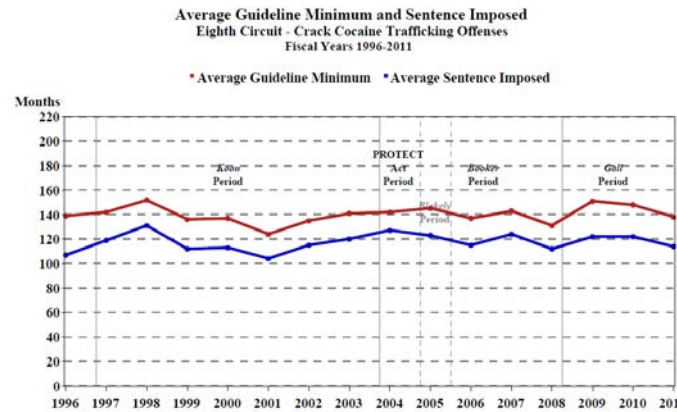


SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

## PART C: DRUG TRAFFICKING OFFENSES CRACK COCAINE

### CIRCUIT TREND ANALYSIS INFLUENCE OF THE GUIDELINES

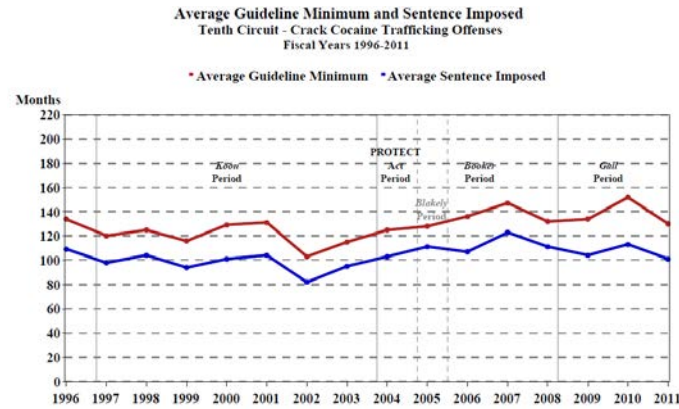
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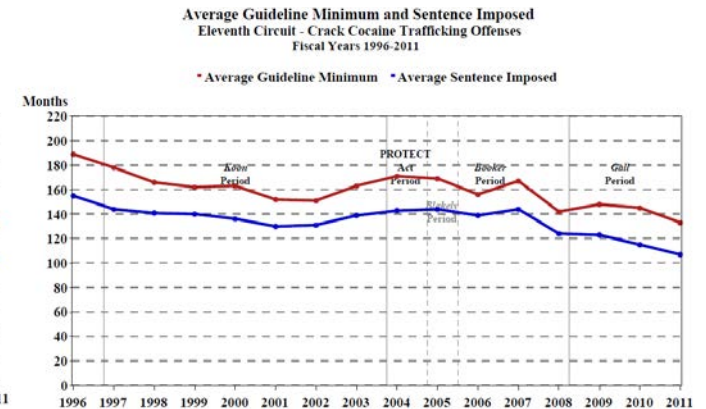
## PART C: DRUG TRAFFICKING OFFENSES CRACK COCAINE

### CIRCUIT TREND ANALYSIS INFLUENCE OF THE GUIDELINES

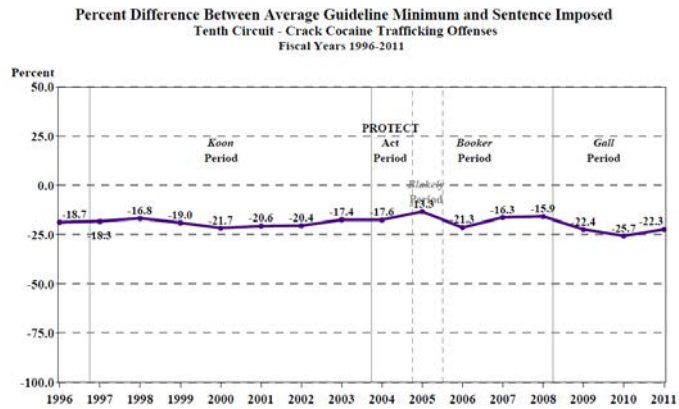
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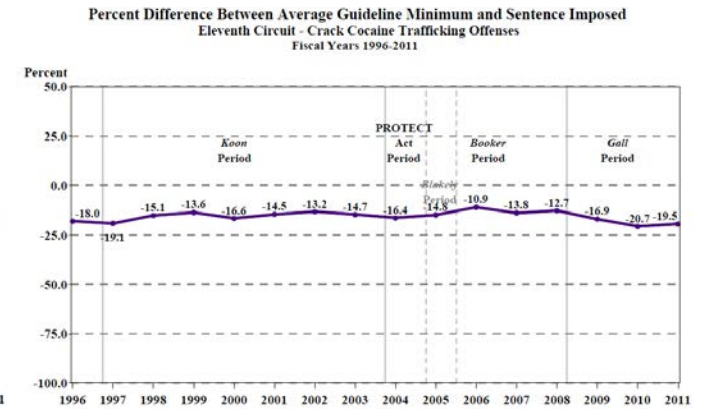
SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafile.



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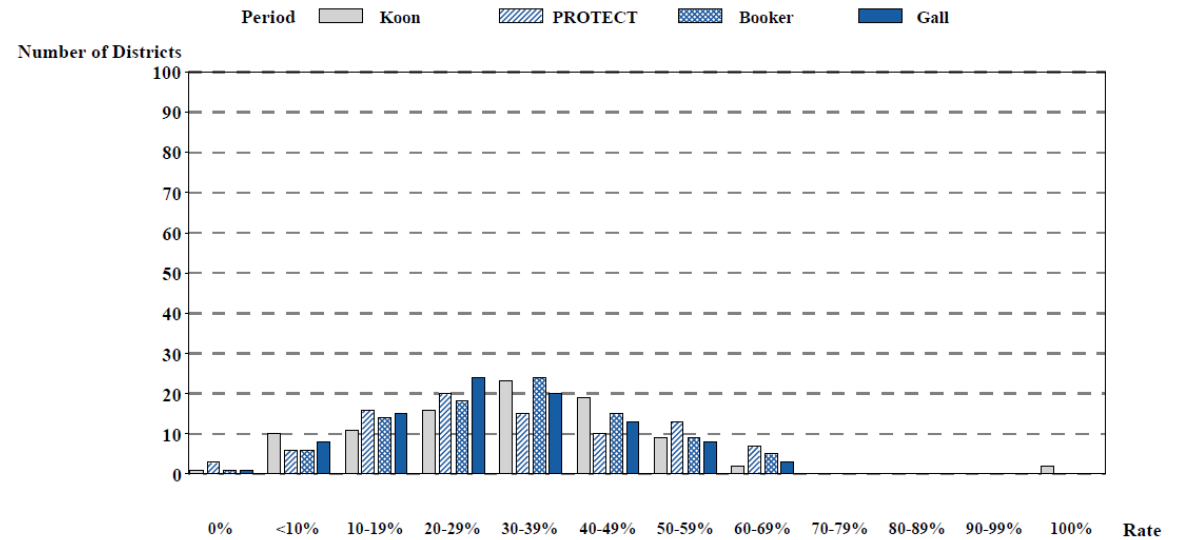
**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

**DISTRICT TREND ANALYSIS**

**GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

As illustrated by the highest bars in the graph, most districts have clustered between government sponsored below range rates of 20 and 49 percent in the *Koon* and *Booker* periods and between ten and 39 percent in the PROTECT Act and *Gall* periods.

**Rate of Government Sponsored Below Range Sentences**  
**Crack Cocaine Trafficking Offenses**  
**Koon Period through Gall Period**



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.



## PART C: DRUG TRAFFICKING OFFENSES CRACK COCAINE

### DISTRICT TREND ANALYSIS

#### GOVERNMENT SPONSORED BELOW RANGE SENTENCES

The table lists the five districts with the highest and lowest rates of government sponsored below range sentences in crack cocaine trafficking offenses for each of the four periods.

**Districts with the Highest and Lowest Rates of Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses  
Koon Period through Gall Period**

<i>Koon</i> Period (6/13/96 - 4/30/03)			PROTECT Act Period (5/1/03 - 6/24/04)			<i>Booker</i> Period (1/12/05 - 12/10/07)			<i>Gall</i> Period (12/11/07-9/30/11)		
District	Number of Offenders	% Gov. Spon.	District	Number of Offenders	% Gov. Spon.	District	Number of Offenders	% Gov. Spon.	District	Number of Offenders	% Gov. Spon.
<b>Districts with the Highest Rates in Each Time Period</b>											
Guam	1	100.0	Arizona	16	68.8	North Dakota	6	66.7	Colorado	69	68.1
Idaho	1	100.0	Delaware	9	66.7	Colorado	83	63.9	Montana	3	66.7
Western North Carolina	895	66.5	Colorado	51	64.7	Arizona	21	61.9	Eastern Kentucky	169	65.7
Middle Alabama	260	60.0	Northern Florida	80	63.8	Eastern Kentucky	194	61.9	Eastern Wisconsin	245	56.7
Northern New York	432	58.8	Eastern North Carolina	100	63.0	Vermont	65	60.0	Oregon	41	56.1
<b>Districts with the Lowest Rates in Each Time Period</b>											
Southern Illinois	716	7.1	Rhode Island	22	9.1	Rhode Island	73	8.2	Northern Oklahoma	26	7.7
Virgin Islands	44	6.8	Nebraska	74	8.1	Western Wisconsin	137	6.6	Nebraska	265	6.4
Puerto Rico	97	4.1	Puerto Rico	23	4.3	Southern Illinois	142	6.3	Rhode Island	70	5.7
Alaska	74	4.1	Eastern Virginia	253	2.4	Eastern Virginia	905	3.8	Southern Illinois	194	4.1
South Dakota	26	3.8	Southern West Virginia	102	1.0	Puerto Rico	150	2.0	Eastern Virginia	786	3.3

Number of Offenders refers to the total number of crack cocaine trafficking offenders sentenced during the time period. During the *Koon* period, one district did not sentence any crack cocaine trafficking offenses. During the PROTECT Act period, four districts did not sentence any crack cocaine trafficking offenses. During the *Booker* and *Gall* periods, two districts did not sentence any crack cocaine trafficking offenses in each of the periods.

During the *Koon* period, one district did not impose a government sponsored below range sentence in any of the three crack cocaine trafficking offenses sentenced during the period.

During the PROTECT Act period, three districts imposed at least one sentence for a crack cocaine trafficking offense but did not impose a government sponsored below range sentence. The total number of crack cocaine trafficking offenders sentenced in each of those districts ranged from one to five offenders.

During the *Booker* period, one district did not impose a government sponsored below range sentence in any of the 27 crack cocaine trafficking offenses sentenced during the period.

During the *Gall* period, one district did not impose a government sponsored below range sentence in any of the three crack cocaine trafficking offenses sentenced during the period.

SOURCE: U.S. Sentencing Commission, 2011 *Booker* Report Datafiles.

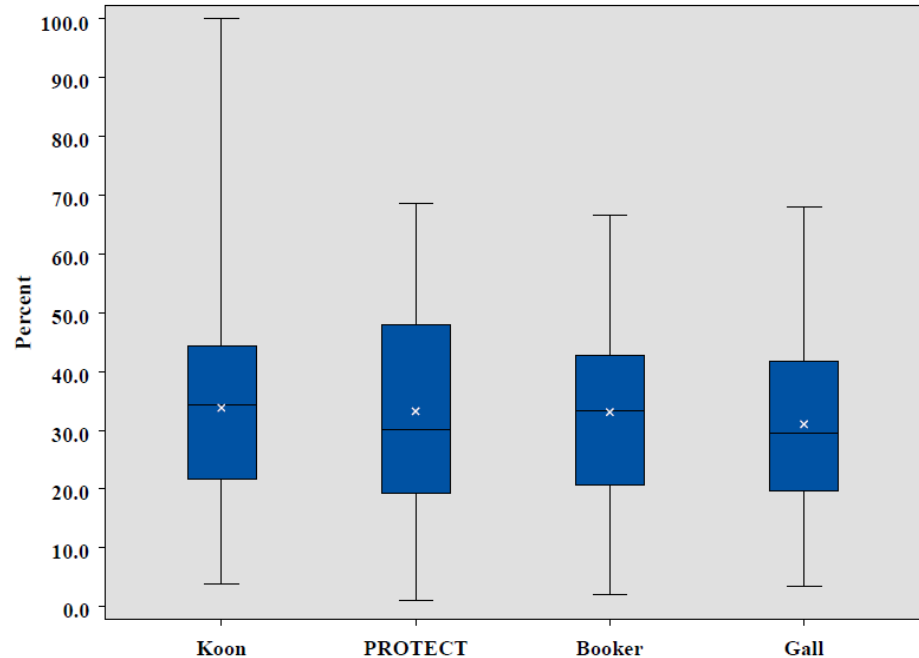
**DISTRICT TREND ANALYSIS**

**GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

The spread in the rates among the middle 50 percent of districts was greatest in the PROTECT Act period. Both the average rates and the spread in the rates among the middle 50 percent of districts were similar in the *Booker* and *Gall* periods, as evidenced by the consistent size and placement of the boxes along the vertical axis.

*\*Click on chart for corresponding table.*

**Spread of Rates of Government Sponsored Below Range Sentences  
 Crack Cocaine Trafficking Offenses  
 Koon Period through Gall Period**



	Koon	PROTECT	Booker	Gall
N	92.0	87.0	91.0	91.0
Min	3.8	1.0	2.0	3.3
Max	100.0	68.8	66.7	68.1
Q1	21.7	19.2	20.6	19.6
Q3	44.4	48.0	42.8	41.7
Q2	34.2	30.2	33.3	29.3
Mean	33.8	33.2	33.1	31.1

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.



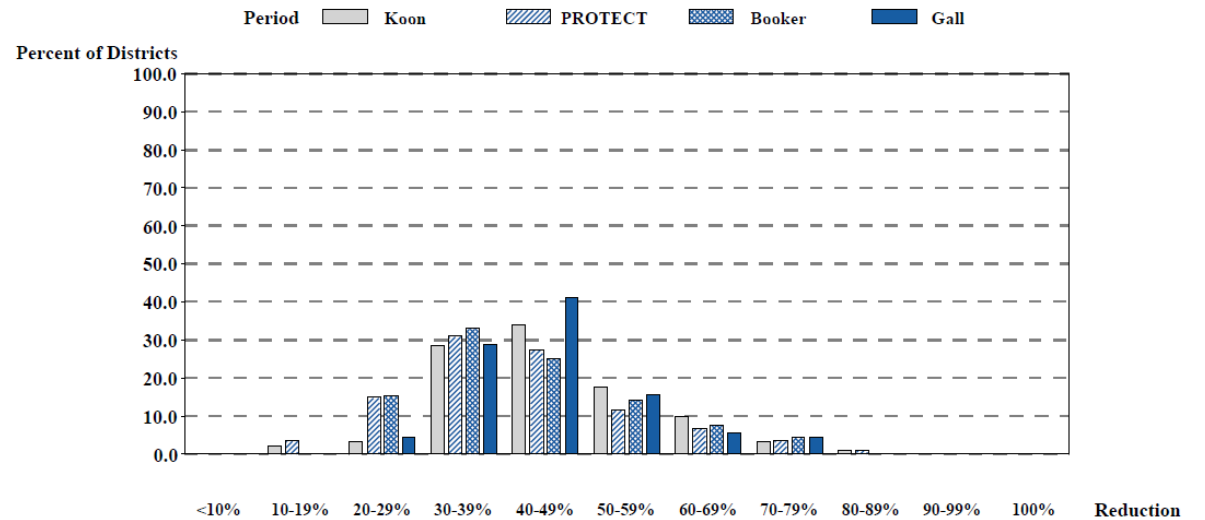
**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

**DISTRICT TREND ANALYSIS**

**GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

Most districts have averaged reductions of between 30 and 49 percent below the guideline minimum, but some districts have averaged reductions between 50 and 59 percent, and fewer districts have averaged reductions of less than 29 percent or more than 60 percent below the guideline minimum.

**Extent of Reduction from Guideline Minimum Government Sponsored Below Range Sentences Crack Cocaine Trafficking Offenses Koon Period through Gall Period**



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

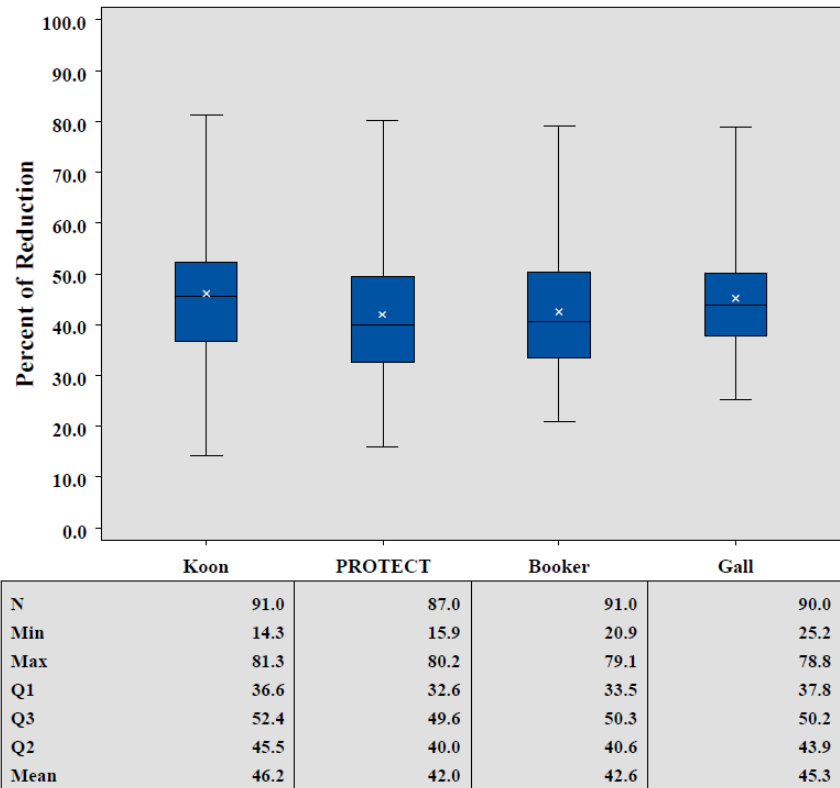
**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

**DISTRICT TREND ANALYSIS**

**GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

The spread in the extent of the reduction among the middle 50 percent of districts was smallest in the *Gall* period. While the spread was smaller in the *Gall* period than in the other periods, the middle 50 percent of districts generally averaged higher reductions, as illustrated by the higher placement of the box along the vertical axis.

**Spread of Average Extent of Departure  
 Government Sponsored Below Range Sentences  
 Crack Cocaine Trafficking Offenses  
 Koon Period through Gall Period**



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

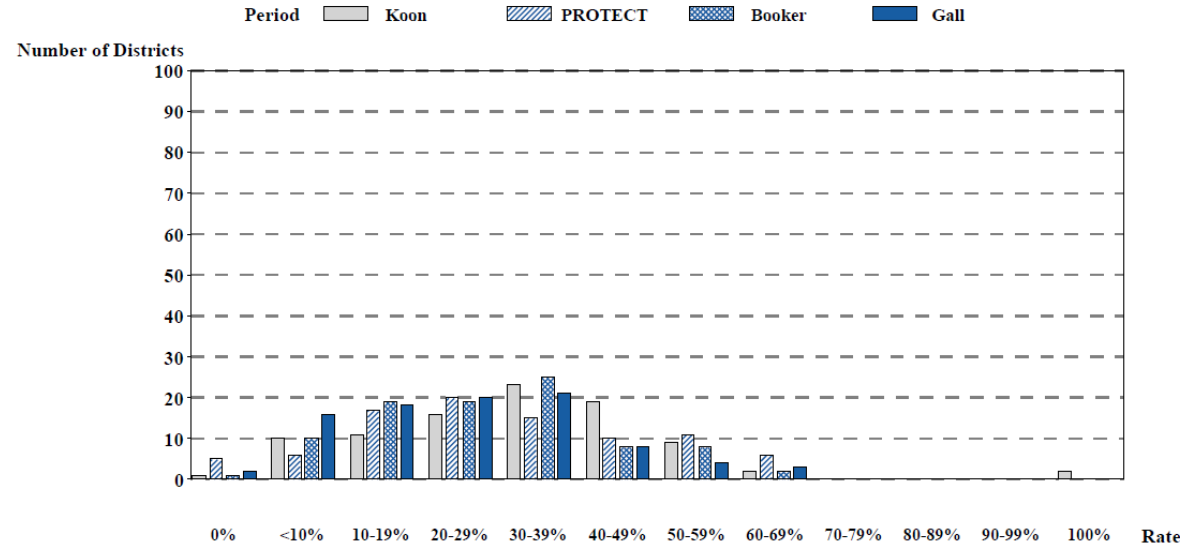
**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

**DISTRICT TREND ANALYSIS**

**SUBSTANTIAL ASSISTANCE SENTENCES**

As illustrated by the highest bars in the graph, the greatest number of districts in the *Koon* period clustered around substantial assistance below range rates of between 20 to 49 percent while the greatest number of districts in the other periods clustered around rates of between ten and 39 percent.

**Rate of Substantial Assistance Sentences**  
**Crack Cocaine Trafficking Offenses**  
**Koon Period through Gall Period**



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

## PART C: DRUG TRAFFICKING OFFENSES CRACK COCAINE

### DISTRICT TREND ANALYSIS SUBSTANTIAL ASSISTANCE SENTENCES

The table lists the five districts with the highest and lowest rates of substantial assistance sentences in crack cocaine trafficking offenses for each of the four periods.

**Districts with the Highest and Lowest Rates of Substantial Assistance Sentences**  
Crack Cocaine Trafficking Offenses  
*Koon* Period through *Gall* Period

<i>Koon</i> Period (6/13/96 - 4/30/03)			PROTECT Act Period (5/1/03 - 6/24/04)			<i>Booker</i> Period (1/12/05 - 12/10/07)			<i>Gall</i> Period (12/11/07-9/30/11)		
District	Number of Offenders	% Subst. Assist.	District	Number of Offenders	% Subst. Assist.	District	Number of Offenders	% Subst. Assist.	District	Number of Offenders	% Subst. Assist.
<b>Districts with the Highest Rates in Each Time Period</b>											
Guam	1	100.0	Delaware	9	66.7	Colorado	83	62.7	Colorado	69	66.7
Idaho	1	100.0	Colorado	51	64.7	Eastern Kentucky	194	61.9	Montana	3	66.7
Western North Carolina	895	66.4	Northern Florida	80	63.8	Vermont	65	56.9	Eastern Kentucky	169	64.5
Middle Alabama	260	60.0	Maine	43	62.8	Eastern North Carolina	373	56.3	Eastern North Carolina	572	54.7
Northern New York	432	58.8	Eastern North Carolina	100	62.0	Montana	9	55.6	Maine	77	53.2
<b>Districts with the Lowest Rates in Each Time Period</b>											
Southern Illinois	716	7.1	Eastern Arkansas	41	9.8	Southern Illinois	142	6.3	Nevada	37	5.4
Virgin Islands	44	6.8	Rhode Island	22	9.1	Rhode Island	73	4.1	Puerto Rico	549	4.4
Puerto Rico	97	4.1	Puerto Rico	23	4.3	Eastern Virginia	905	3.8	Nebraska	265	3.8
Alaska	74	4.1	Eastern Virginia	253	2.0	Nebraska	224	3.6	Southern Illinois	194	3.6
South Dakota	26	3.8	Southern West Virginia	102	1.0	Puerto Rico	150	1.3	Eastern Virginia	786	2.4

Number of Offenders refers to the total number of crack cocaine trafficking offenders sentenced during the time period. During the *Koon* period, one district did not sentence any crack cocaine trafficking offenses. During the PROTECT Act period, four districts did not sentence any crack cocaine trafficking offenses. During the *Booker* and *Gall* periods, two districts did not sentence any crack cocaine trafficking offenses in each of the periods.

During the *Koon* period, one district did not impose a substantial assistance sentence in any of the three crack cocaine trafficking offenses sentenced during the period.

During the PROTECT Act period, five districts imposed at least one sentence for a crack cocaine trafficking offense but did not impose a substantial assistance sentence. The total number of crack cocaine trafficking offenders sentenced in each of those districts ranged from one to 74 offenders.

During the *Booker* period, one district did not impose a substantial assistance sentence in any of the 27 crack cocaine trafficking offenses sentenced during the period.

During the *Gall* period, two districts imposed at least one sentence for a crack cocaine trafficking offense but did not impose a substantial assistance sentence. The total number of crack cocaine trafficking offenders sentenced in each of those districts ranged from three to 46 offenders.

SOURCE: U.S. Sentencing Commission, 2011 *Booker* Report Datafiles.

**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

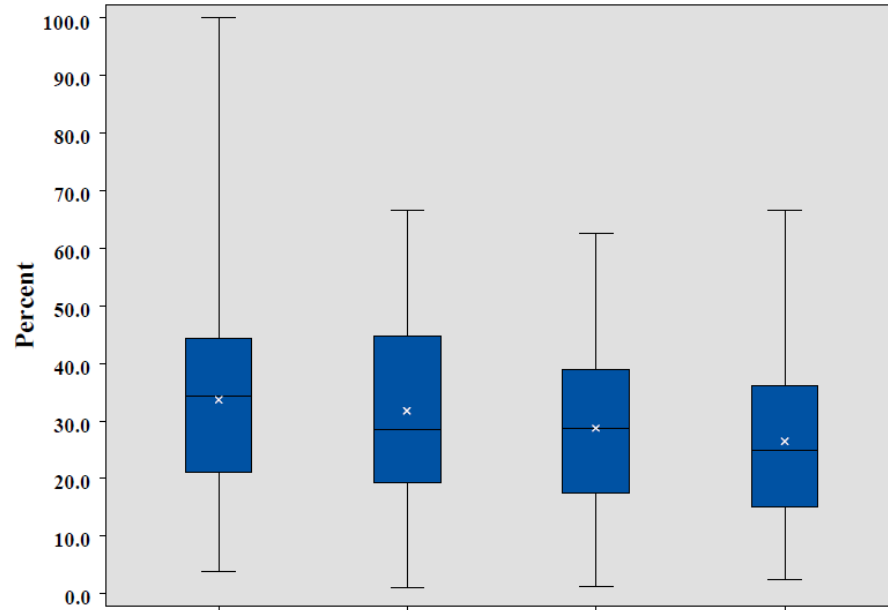
**DISTRICT TREND ANALYSIS**

SUBSTANTIAL ASSISTANCE SENTENCES

As illustrated by the smaller size and lower placement of the boxes along the vertical axis, both the average rate and the spread in the rates of substantial assistance sentences among the middle 50 percent of districts have generally decreased from the PROTECT Act period to the *Gall* period. The mean substantial assistance rate has also decreased over the same periods.

*\*Click on chart for corresponding table.*

**Spread of Rates of Substantial Assistance Sentences**  
**Crack Cocaine Trafficking Offenses**  
**Koon Period through Gall Period**



	Koon	PROTECT	Booker	Gall
N	92.0	85.0	91.0	90.0
Min	3.8	1.0	1.3	2.4
Max	100.0	66.7	62.7	66.7
Q1	21.1	19.2	17.4	15.1
Q3	44.4	44.7	38.9	36.0
Q2	34.2	28.6	28.6	24.8
Mean	33.6	31.8	28.7	26.5

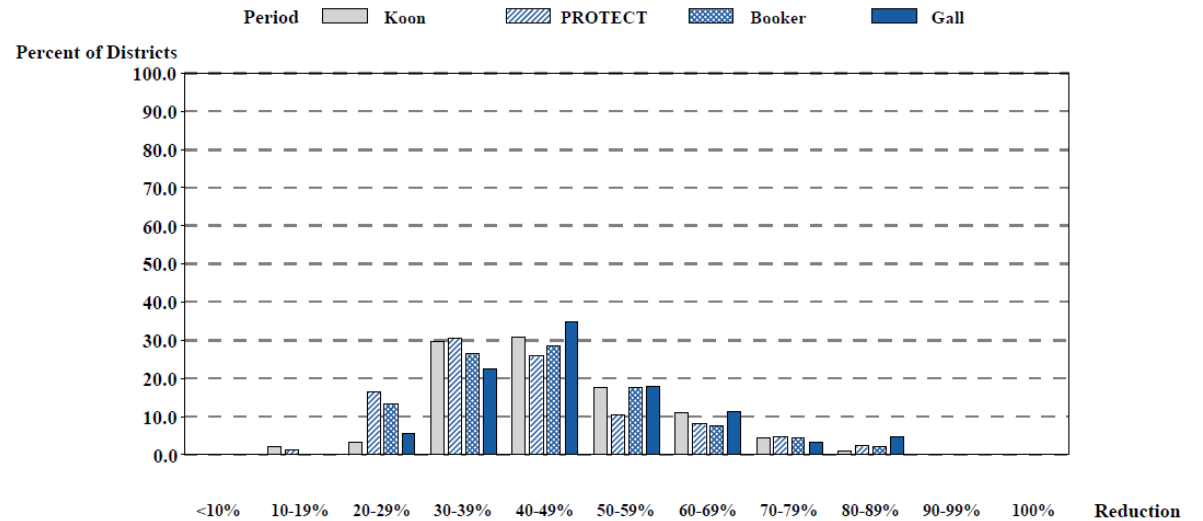
SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

**DISTRICT TREND ANALYSIS**  
**SUBSTANTIAL ASSISTANCE SENTENCES**

Across the four periods, most districts have clustered at reductions of between 30 and 49 percent below the guideline minimum.

**Extent of Reduction from Guideline Minimum**  
**Substantial Assistance Sentences**  
**Crack Cocaine Trafficking Offenses**  
**Koon Period through Gall Period**



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

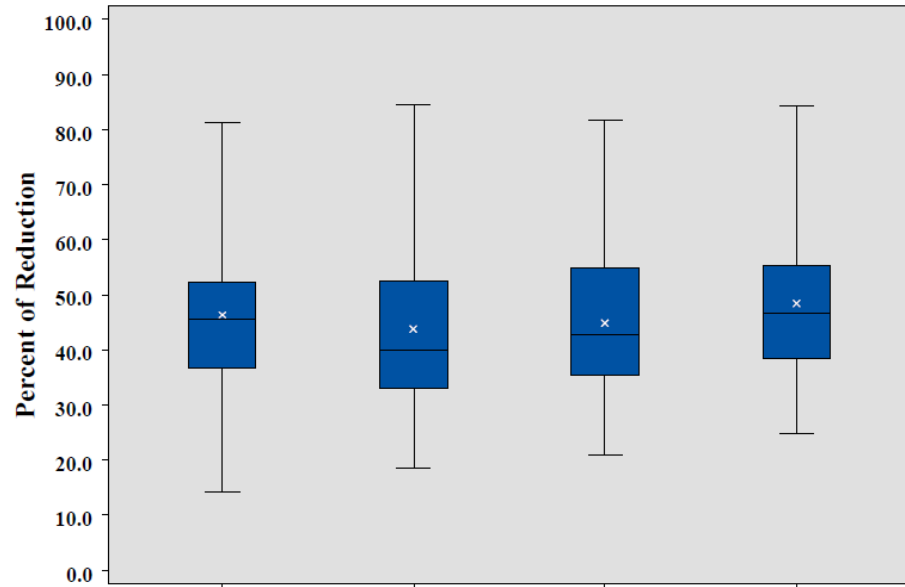


**DISTRICT TREND ANALYSIS**

**SUBSTANTIAL ASSISTANCE SENTENCES**

The average extent of the reduction and spread in the extent of the reduction over time has varied somewhat. The spread among the middle 50 percent of districts was smaller in the *Gall* period than in the PROTECT Act and *Booker* periods. However, the middle 50 percent of districts generally averaged higher reductions in the *Gall* period than in the other periods.

**Spread of Average Extent of Departure  
 Substantial Assistance Sentences  
 Crack Cocaine Trafficking Offenses  
 Koon Period through Gall Period**



	Koon	PROTECT	Booker	Gall
N	91.0	85.0	91.0	89.0
Min	14.3	18.6	20.9	24.9
Max	81.3	84.6	81.7	84.4
Q1	36.6	33.1	35.5	38.6
Q3	52.4	52.5	55.1	55.2
Q2	45.5	40.1	42.8	46.6
Mean	46.4	43.8	45.0	48.5

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

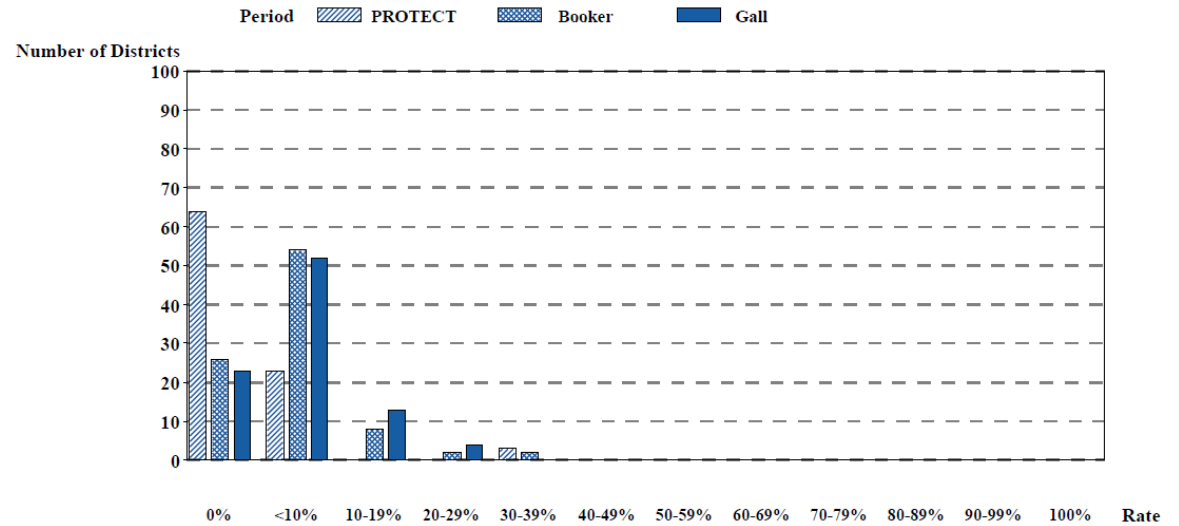
**DISTRICT TREND ANALYSIS**

**OTHER GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

During the PROTECT Act period, the majority of districts did not report any other government sponsored below range sentences in crack cocaine trafficking offenses. In the *Booker* and *Gall* periods, the majority of districts reported such sentences but generally at rates of less than ten percent.

During the *Koon* period, except for substantial assistance motions by the government, the Commission did not differentiate between court-sponsored and other types of government-sponsored below range sentences. Accordingly, there are no reported other government sponsored below range sentences for the *Koon* period.

**Rate of Other Government Sponsored Below Range Sentences**  
**Crack Cocaine Trafficking Offenses**  
**PROTECT Act Period through Gall Period**



Data on other government sponsored below range sentences is unavailable for the *Koon* period.  
 SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**PART C: DRUG TRAFFICKING OFFENSES  
CRACK COCAINE**

**DISTRICT TREND ANALYSIS**

**OTHER GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

The table lists the five districts with the highest and lowest rates of other government sponsored below range sentences for the three periods in which such data was collected.

**Districts with the Highest and Lowest Rates of Other Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses  
Koon Period through Gall Period**

Koon Period (6/13/96 - 4/30/03)			PROTECT Act Period (5/1/03 - 6/24/04)			Booker Period (1/12/05 - 12/10/07)			Gall Period (12/11/07-9/30/11)		
District	Number of Offenders	% Oth Gov. Spon.	District	Number of Offenders	% Oth Gov. Spon.	District	Number of Offenders	% Oth Gov. Spon.	District	Number of Offenders	% Oth Gov. Spon.
<b>Districts with the Highest Rates in Each Time Period</b>											
			Southern California	9	33.3	Wyoming	11	36.4	Western Washington	88	25.0
			Eastern Oklahoma	6	33.3	Western Washington	80	32.5	Northern California	163	24.5
			Arizona	16	31.3	Nevada	42	21.4	Oregon	41	24.4
			New Mexico	46	8.7	Oregon	20	20.0	Eastern Washington	38	21.1
			Nebraska	74	8.1	Arizona	21	19.0	Northern Georgia	33	18.2
<b>Districts with the Lowest Rates in Each Time Period</b>											
			Eastern Pennsylvania	159	1.3	Eastern Tennessee	213	0.5	Southern Georgia	216	0.5
			Northern Indiana	86	1.2	Middle Georgia	231	0.4	Southern West Virginia	244	0.4
			Eastern North Carolina	100	1.0	Middle North Carolina	253	0.4	Northern Illinois	326	0.3
			Eastern Texas	127	0.8	Middle Florida	563	0.4	Eastern Tennessee	417	0.2
			Eastern Virginia	253	0.4	Western Texas	390	0.3	Eastern North Carolina	572	0.2

Number of Offenders refers to the total number of crack cocaine trafficking offenders sentenced during the time period. Data on other government sponsored below range sentences is unavailable for the *Koon* period. During the PROTECT Act period, four districts did not sentence any crack cocaine trafficking offenses. During the *Booker* and *Gall* periods, two districts did not sentence any crack cocaine trafficking offenses in each of the periods.

During the PROTECT Act period, 64 districts imposed at least one sentence for a crack cocaine trafficking offense but did not impose an other government sponsored below range sentence. The total number of crack cocaine trafficking offenders sentenced in each of those districts ranged from one to 265 offenders.

During the *Booker* period, 26 districts imposed at least one sentence for a crack cocaine trafficking offense but did not impose an other government sponsored below range sentence. The total number of crack cocaine trafficking offenders sentenced in each of those districts ranged from three to 905 offenders.

During the *Gall* period, 23 districts imposed at least one sentence for a crack cocaine trafficking offense but did not impose an other government sponsored below range sentence. The total number of crack cocaine trafficking offenders sentenced in each of those districts ranged from three to 247 offenders.

SOURCE: U.S. Sentencing Commission, 2011 *Booker* Report Databases.

**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

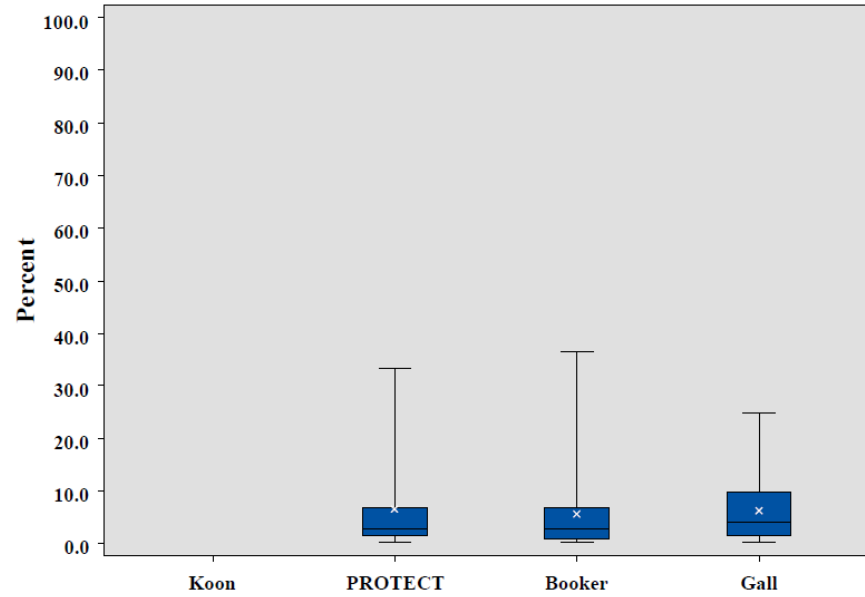
**DISTRICT TREND ANALYSIS**

**OTHER GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

While only 26 districts reported other government sponsored below range sentences in the PROTECT Act period, 66 districts did so in the Booker period and 69 districts in the Gall period.

*\*Click on chart for corresponding table.*

**Spread of Rates of Other Government Sponsored Below Range Sentences  
 Crack Cocaine Trafficking Offenses  
 Koon Period through Gall Period**



	Koon	PROTECT	Booker	Gall
N		26.0	66.0	69.0
Min		0.4	0.3	0.2
Max		33.3	36.4	25.0
Q1		1.4	0.9	1.5
Q3		6.7	6.8	9.9
Q2		2.9	2.9	4.1
Mean		6.6	5.7	6.4

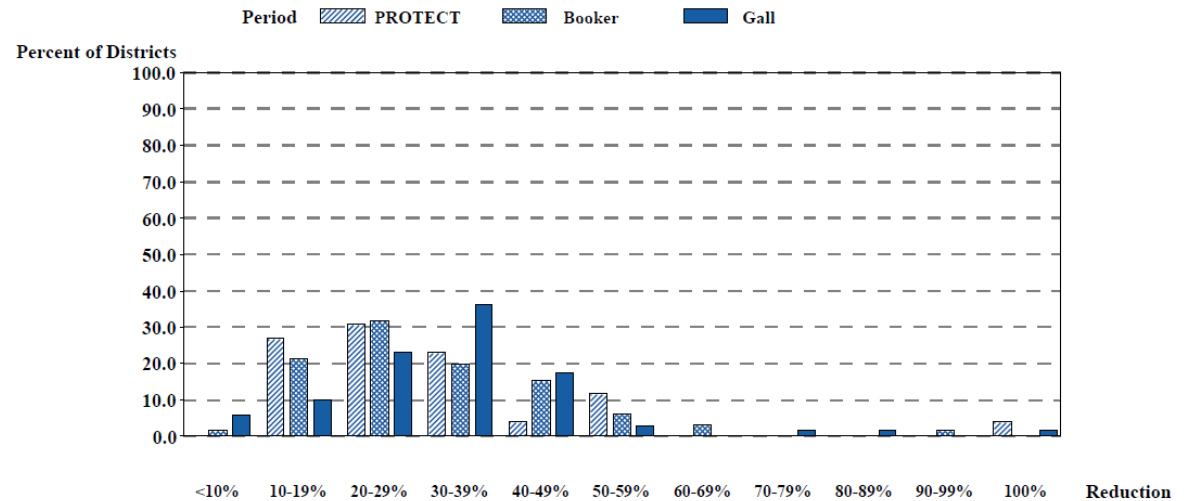
Data on other government sponsored below range sentences is unavailable for the Koon period.  
 SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**DISTRICT TREND ANALYSIS**

**OTHER GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

In the PROTECT Act and *Booker* periods the greatest percentage of districts averaged reductions of 20 to 29 percent below the guideline minimum, while in the *Gall* period the greatest percentage of districts averaged reductions of 30 to 39 percent below the guideline minimum.

**Extent of Reduction from Guideline Minimum**  
**Other Government Sponsored Below Range Sentences**  
**Crack Cocaine Trafficking Offenses**  
**PROTECT Act Period through Gall Period**



Data on other government sponsored below range sentences is unavailable for the Koon period.  
 SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

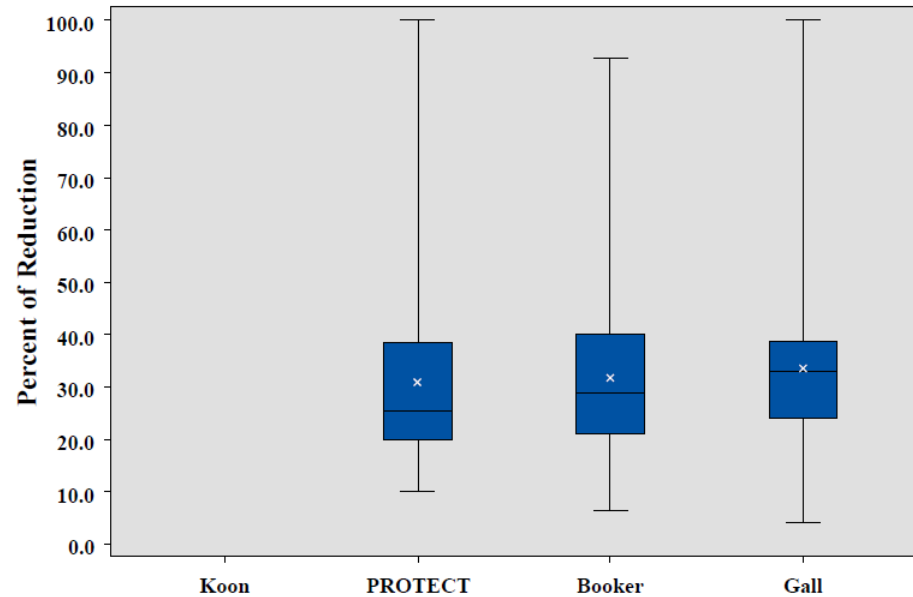
**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

**DISTRICT TREND ANALYSIS**

**OTHER GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

While the spread among the middle 50 percent of districts was smallest in the *Gall* period, those districts averaged slightly higher reductions than in either the PROTECT Act or *Booker* periods.

**Spread of Average Extent of Departure**  
**Other Government Sponsored Below Range Sentences**  
**Crack Cocaine Trafficking Offenses**  
**Koon Period through Gall Period**



	Koon	PROTECT	Booker	Gall
N		26.0	66.0	69.0
Min		10.0	6.5	4.3
Max		100.0	92.8	100.0
Q1		19.8	21.0	24.0
Q3		38.4	40.0	38.8
Q2		25.2	28.9	32.8
Mean		30.9	31.7	33.6

Data on other government sponsored below range sentences is unavailable for the Koon period.  
 SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

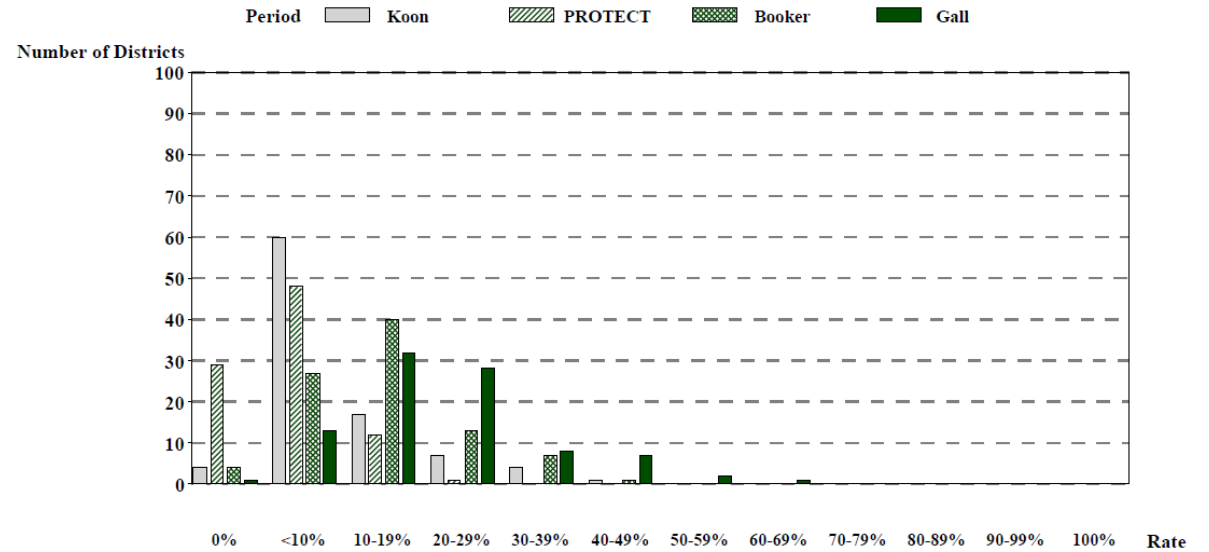
**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

**DISTRICT TREND ANALYSIS**

**NON-GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

Of those districts reporting non-government sponsored below range sentences during the *Koon* and PROTECT Act periods, most had rates of less than ten percent. In the *Booker* period, the greatest number of districts had rates of between ten and 19 percent, but in the *Gall* period, more districts had non-government sponsored below range rates of between ten and 29 percent.

**Rate of Non-Government Sponsored Below Range Sentences**  
**Crack Cocaine Trafficking Offenses**  
**Koon Period through Gall Period**



SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.



## PART C: DRUG TRAFFICKING OFFENSES CRACK COCAINE

### DISTRICT TREND ANALYSIS

#### NON-GOVERNMENT SPONSORED BELOW RANGE SENTENCES

The table lists the five districts with the highest and lowest rates of non-government sponsored below range sentences in crack cocaine trafficking offenses for each of the four periods.

**Districts with the Highest and Lowest Rates of Non-Government Sponsored Below Range Sentences**  
Crack Cocaine Trafficking Offenses  
*Koon* Period through *Gall* Period

<i>Koon</i> Period (6/13/96 - 4/30/03)			PROTECT Act Period (5/1/03 - 6/24/04)			<i>Booker</i> Period (1/12/05 - 12/10/07)			<i>Gall</i> Period (12/11/07-9/30/11)		
District	Number of Offenders	% Non-Gov. Spon.	District	Number of Offenders	% Non-Gov. Spon.	District	Number of Offenders	% Non-Gov. Spon.	District	Number of Offenders	% Non-Gov. Spon.
<b>Districts with the Highest Rates in Each Time Period</b>											
Utah	9	44.4	Connecticut	90	23.3	Utah	12	41.7	Hawaii	3	66.7
Arizona	113	39.8	Massachusetts	61	18.0	Rhode Island	73	39.7	Rhode Island	70	58.6
Connecticut	262	35.1	Northern New York	50	18.0	Massachusetts	193	35.2	Western Wisconsin	114	51.8
North Dakota	3	33.3	Nebraska	74	17.6	Virgin Islands	3	33.3	Connecticut	314	47.5
Eastern New York	319	33.2	Eastern New York	70	17.1	Idaho	3	33.3	Delaware	47	46.8
<b>Districts with the Lowest Rates in Each Time Period</b>											
Western Oklahoma	177	1.7	Eastern Michigan	77	1.3	Northern Indiana	177	3.4	Middle Georgia	177	4.5
South Carolina	1,312	1.6	Northern Florida	80	1.3	Middle Louisiana	74	2.7	Northern Mississippi	92	4.3
Eastern Arkansas	267	1.5	Northern Indiana	86	1.2	Puerto Rico	150	2.7	Middle Alabama	120	4.2
Northern Alabama	390	1.3	Northern West Virginia	106	0.9	Middle Alabama	53	1.9	Northern Oklahoma	26	3.8
Northern Florida	563	1.1	South Carolina	219	0.9	Northern Mississippi	113	1.8	Eastern Kentucky	169	3.0

Number of Offenders refers to the total number of crack cocaine trafficking offenders sentenced during the time period. During the *Koon* period, one district did not sentence any crack cocaine trafficking offenses. During the PROTECT Act period, four districts did not sentence any crack cocaine trafficking offenses. During the *Booker* and *Gall* periods, two districts did not sentence any crack cocaine trafficking offenses in each of the periods.

During the *Koon* period, four districts imposed at least one sentence for a crack cocaine trafficking offense but did not impose a non-government sponsored below range sentence. The total number of crack cocaine trafficking offenders sentenced in each of those districts ranged from one to 39 offenders.

During the PROTECT Act period, 29 districts imposed at least one sentence for a crack cocaine trafficking offense but did not impose a non-government sponsored below range sentence. The total number of crack cocaine trafficking offenders sentenced in each of those districts ranged from one to 134 offenders.

During the *Booker* period, four districts imposed at least one sentence for a crack cocaine trafficking offense but did not impose a non-government sponsored below range sentence. The total number of crack cocaine trafficking offenders sentenced in each of those districts ranged from six to 11 offenders.

During the *Gall* period, one district did not impose a non-government sponsored below range sentence in any of the three crack cocaine trafficking offenses sentenced during the period.

SOURCE: U.S. Sentencing Commission, 2011 *Booker* Report Datafiles.

**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

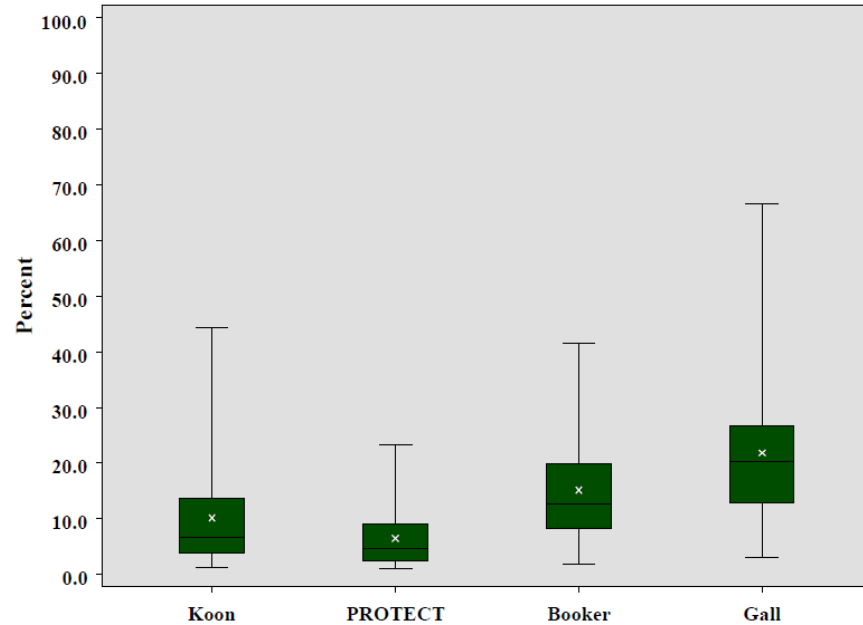
**DISTRICT TREND ANALYSIS**

**NON-GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

The box plot indicates that the number of districts reporting non-government sponsored below range sentences in crack cocaine trafficking offenses has increased from the PROTECT Act period to the *Gall* period. As more districts have reported such sentences, the spread in the rates among the middle 50 percent of districts has increased. As illustrated by the higher placement of the boxes along the vertical axis, the middle 50 percent of districts generally had higher non-government sponsored below range rates in the *Gall* period than in the *Booker* period.

*\*Click on chart for corresponding table.*

**Spread of Rates of Non-Government Sponsored Below Range Sentences**  
**Crack Cocaine Trafficking Offenses**  
**Koon Period through Gall Period**



	Koon	PROTECT	Booker	Gall
N	89.0	61.0	88.0	91.0
Min	1.1	0.9	1.8	3.0
Max	44.4	23.3	41.7	66.7
Q1	3.8	2.4	8.2	12.9
Q3	13.6	9.1	19.8	26.6
Q2	6.6	4.5	12.6	20.3
Mean	10.1	6.4	15.1	21.9

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

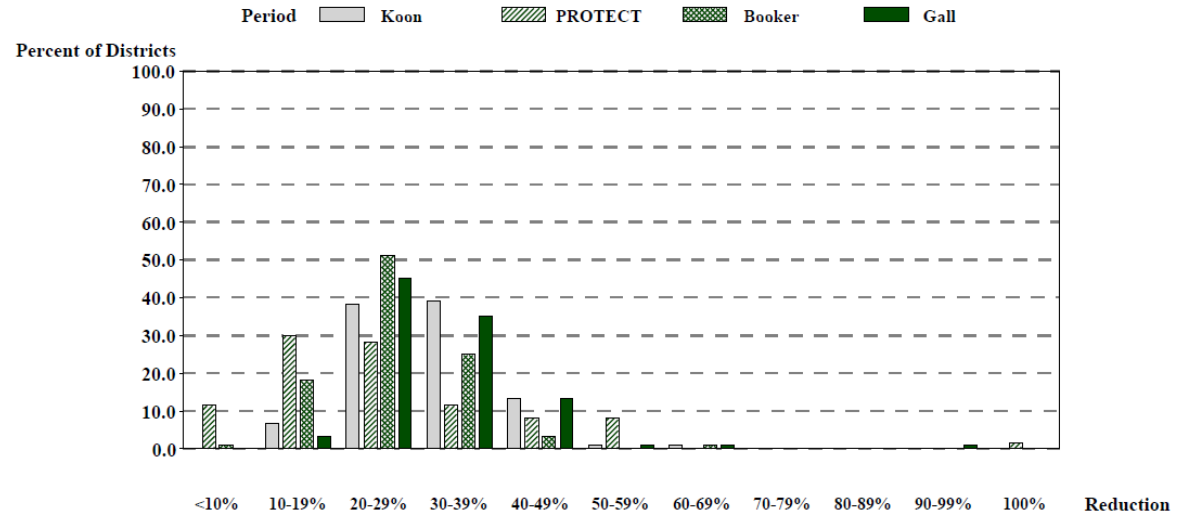
**PART C: DRUG TRAFFICKING OFFENSES**  
**CRACK COCAINE**

**DISTRICT TREND ANALYSIS**

**NON-GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

In the PROTECT Act period, the largest percentage of districts averaged reductions of between ten and 29 percent below the guideline minimum, while in the other periods the largest percentage of districts averaged reductions of between 20 and 39 percent.

**Extent of Reduction from Guideline Minimum**  
**Non-Government Sponsored Below Range Sentences**  
**Crack Cocaine Trafficking Offenses**  
**Koon Period through Gall Period**



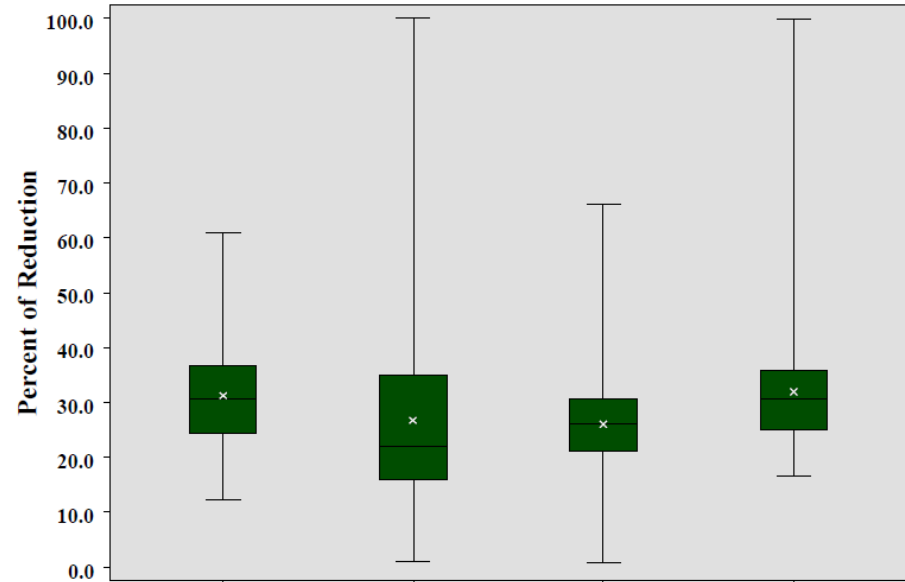
SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**DISTRICT TREND ANALYSIS**

**NON-GOVERNMENT SPONSORED BELOW RANGE SENTENCES**

The spread in the extent of the reduction among the middle 50 percent of districts was greatest during the PROTECT Act period. However, as illustrated by the higher placement of the boxes along the vertical axis since the PROTECT Act period, the average extent of the reduction among the middle 50 percent of districts was generally higher in the *Booker* and *Gall* periods than in the PROTECT Act period.

**Spread of Average Extent of Departure**  
**Non-Government Sponsored Below Range Sentences**  
**Crack Cocaine Trafficking Offenses**  
**Koon Period through Gall Period**



	Koon	PROTECT	Booker	Gall
N	89.0	60.0	88.0	91.0
Min	12.4	1.0	0.8	16.5
Max	60.9	100.0	66.0	99.9
Q1	24.3	16.0	21.1	25.0
Q3	36.8	34.9	30.8	35.9
Q2	30.7	22.1	26.2	30.5
Mean	31.3	26.8	26.1	32.0

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

## Appendix: Crack Cocaine Trafficking Offenses

### I. OVERVIEW

- ❖ National Distribution of Selected Offenses by Circuit and District
- ❖ National Distribution of Primary Drug Type by Circuit and District
- ❖ Proportion of the Drug Trafficking Caseload in Each Circuit and District by Primary Drug Type

### II. SENTENCE POSITION RELATIVE TO THE GUIDELINE RANGE

- ❖ Within Range Rates by Circuit and District
- ❖ Above Range Rates by Circuit and District
- ❖ Government Sponsored Below Range Rates by Circuit and District
  - §5K1.1 Substantial Assistance Sentences
  - §5K3.1 Early Disposition Program Sentences
  - Other Government Sponsored Below Range Sentences
- ❖ Non-Government Sponsored Below Range Sentences by Circuit and District
- ❖ Average Guideline Minimum and Length of Imprisonment by Circuit and District

### III. BOX PLOTS: BELOW RANGE RATES BY DISTRICT

- ❖ Government Sponsored Below Range Rates
  - Koon Period
  - PROTECT Act Period
  - Booker Period
  - Gall Period
- ❖ §5K1.1 Substantial Assistance Rates
  - Koon Period
  - PROTECT Act Period
  - Booker Period
  - Gall Period
- ❖ Other Government Sponsored Below Range Sentences
  - PROTECT Act Period
  - Booker Period
  - Gall Period
- ❖ Non-Government Sponsored Below Range Rates
  - Koon Period
  - PROTECT Act Period
  - Booker Period
  - Gall Period



**National Distribution of Selected Offenses by Circuit and District**  
**Fiscal Year 2011**

CIRCUIT	TOTAL	Firearms Offenses		Fraud Offenses		Alien Smuggling Offenses		Illegal Entry Offenses		Drug Trafficking Offenses		Child Pornography Production Offenses		Child Pornography Non-Production Offenses	
		N	%	N	%	N	%	N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>76,191</b>	<b>5,896</b>	<b>7.7</b>	<b>5,898</b>	<b>7.7</b>	<b>2,546</b>	<b>3.3</b>	<b>21,264</b>	<b>27.9</b>	<b>24,502</b>	<b>32.2</b>	<b>226</b>	<b>0.3</b>	<b>1,632</b>	<b>2.1</b>
<b>D.C. CIRCUIT</b>	<b>345</b>	<b>16</b>	<b>0.3</b>	<b>50</b>	<b>0.8</b>	<b>3</b>	<b>0.1</b>	<b>15</b>	<b>0.1</b>	<b>133</b>	<b>0.5</b>	<b>2</b>	<b>0.9</b>	<b>11</b>	<b>0.7</b>
District of Columbia	345	16	0.3	50	0.8	3	0.1	15	0.1	133	0.5	2	0.9	11	0.7
<b>FIRST CIRCUIT</b>	<b>2,134</b>	<b>190</b>	<b>3.2</b>	<b>240</b>	<b>4.1</b>	<b>16</b>	<b>0.6</b>	<b>114</b>	<b>0.5</b>	<b>1,129</b>	<b>4.6</b>	<b>10</b>	<b>4.4</b>	<b>39</b>	<b>2.4</b>
Maine	193	39	0.7	17	0.3	2	0.1	4	0.0	70	0.3	1	0.4	8	0.5
Massachusetts	538	61	1.0	85	1.4	5	0.2	44	0.2	192	0.8	1	0.4	16	1.0
New Hampshire	201	26	0.4	25	0.4	0	0.0	6	0.0	85	0.3	1	0.4	3	0.2
Puerto Rico	993	38	0.6	98	1.7	9	0.4	30	0.1	699	2.9	7	3.1	5	0.3
Rhode Island	209	26	0.4	15	0.3	0	0.0	30	0.1	83	0.3	0	0.0	7	0.4
<b>SECOND CIRCUIT</b>	<b>4,307</b>	<b>245</b>	<b>4.2</b>	<b>556</b>	<b>9.4</b>	<b>48</b>	<b>1.9</b>	<b>462</b>	<b>2.2</b>	<b>1,787</b>	<b>7.3</b>	<b>14</b>	<b>6.2</b>	<b>114</b>	<b>7.0</b>
Connecticut	335	48	0.8	37	0.6	0	0.0	6	0.0	164	0.7	2	0.9	5	0.3
New York															
Eastern	1,094	37	0.6	160	2.7	14	0.5	146	0.7	410	1.7	0	0.0	18	1.1
Northern	515	47	0.8	26	0.4	20	0.8	59	0.3	243	1.0	7	3.1	45	2.8
Southern	1,493	57	1.0	240	4.1	5	0.2	164	0.8	579	2.4	0	0.0	7	0.4
Western	713	36	0.6	82	1.4	7	0.3	80	0.4	309	1.3	5	2.2	35	2.1
Vermont	157	20	0.3	11	0.2	2	0.1	7	0.0	82	0.3	0	0.0	4	0.2
<b>THIRD CIRCUIT</b>	<b>2,861</b>	<b>279</b>	<b>4.7</b>	<b>413</b>	<b>7.0</b>	<b>10</b>	<b>0.4</b>	<b>206</b>	<b>1.0</b>	<b>953</b>	<b>3.9</b>	<b>9</b>	<b>4.0</b>	<b>103</b>	<b>6.3</b>
Delaware	112	24	0.4	7	0.1	0	0.0	9	0.0	27	0.1	1	0.4	6	0.4
New Jersey	787	82	1.4	134	2.3	5	0.2	33	0.2	223	0.9	0	0.0	21	1.3
Pennsylvania															
Eastern	957	100	1.7	164	2.8	2	0.1	76	0.4	328	1.3	0	0.0	23	1.4
Middle	488	22	0.4	54	0.9	2	0.1	45	0.2	177	0.7	6	2.7	15	0.9
Western	457	39	0.7	52	0.9	0	0.0	36	0.2	179	0.7	2	0.9	38	2.3
Virgin Islands	60	12	0.2	2	0.0	1	0.0	7	0.0	19	0.1	0	0.0	0	0.0
<b>FOURTH CIRCUIT</b>	<b>5,730</b>	<b>832</b>	<b>14.1</b>	<b>596</b>	<b>10.1</b>	<b>13</b>	<b>0.5</b>	<b>484</b>	<b>2.3</b>	<b>2,229</b>	<b>9.1</b>	<b>35</b>	<b>15.5</b>	<b>141</b>	<b>8.6</b>
Maryland	780	110	1.9	87	1.5	2	0.1	54	0.3	251	1.0	15	6.6	31	1.9
North Carolina															
Eastern	779	148	2.5	68	1.2	0	0.0	56	0.3	346	1.4	4	1.8	8	0.5
Middle	523	159	2.7	22	0.4	0	0.0	57	0.3	153	0.6	1	0.4	20	1.2
Western	542	69	1.2	61	1.0	2	0.1	66	0.3	182	0.7	5	2.2	7	0.4
South Carolina	1,009	172	2.9	134	2.3	4	0.2	52	0.2	401	1.6	1	0.4	23	1.4
Virginia															
Eastern	1,145	75	1.3	168	2.8	5	0.2	175	0.8	389	1.6	8	3.5	30	1.8
Western	362	23	0.4	25	0.4	0	0.0	7	0.0	197	0.8	0	0.0	10	0.6
West Virginia															
Northern	283	35	0.6	15	0.3	0	0.0	12	0.1	144	0.6	0	0.0	7	0.4
Southern	307	41	0.7	16	0.3	0	0.0	5	0.0	166	0.7	1	0.4	5	0.3

**National Distribution of Selected Offenses by Circuit and District (cont.)**

CIRCUIT	District	Firearms Offenses		Fraud Offenses		Alien Smuggling Offenses		Illegal Entry Offenses		Drug Trafficking Offenses		Child Pornography Production Offenses		Child Pornography Non-Production Offenses	
		N	%	N	%	N	%	N	%	N	%	N	%	N	%
<b>FIFTH CIRCUIT</b>	<b>17,799</b>	<b>707</b>	<b>12.0</b>	<b>672</b>	<b>11.4</b>	<b>1,275</b>	<b>50.1</b>	<b>7,950</b>	<b>37.4</b>	<b>4,956</b>	<b>20.2</b>	<b>20</b>	<b>8.8</b>	<b>188</b>	<b>11.5</b>
Louisiana															
Eastern	<b>340</b>	33	0.6	58	1.0	1	0.0	19	0.1	120	0.5	0	0.0	8	0.5
Middle	<b>134</b>	27	0.5	29	0.5	0	0.0	16	0.1	37	0.2	0	0.0	0	0.0
Western	<b>270</b>	41	0.7	40	0.7	0	0.0	11	0.1	60	0.2	3	1.3	11	0.7
Mississippi															
Northern	<b>181</b>	32	0.5	20	0.3	0	0.0	5	0.0	65	0.3	1	0.4	18	1.1
Southern	<b>299</b>	23	0.4	72	1.2	3	0.1	22	0.1	77	0.3	1	0.4	5	0.3
Texas															
Eastern	<b>987</b>	98	1.7	93	1.6	17	0.7	82	0.4	460	1.9	1	0.4	25	1.5
Northern	<b>897</b>	86	1.5	80	1.4	9	0.4	142	0.7	259	1.1	7	3.1	42	2.6
Southern	<b>8,158</b>	182	3.1	120	2.0	938	36.8	4,656	21.9	1,735	7.1	3	1.3	24	1.5
Western	<b>6,533</b>	185	3.1	160	2.7	307	12.1	2,997	14.1	2,143	8.7	4	1.8	55	3.4
<b>SIXTH CIRCUIT</b>	<b>5,324</b>	<b>847</b>	<b>14.4</b>	<b>579</b>	<b>9.8</b>	<b>14</b>	<b>0.5</b>	<b>416</b>	<b>2.0</b>	<b>1,946</b>	<b>7.9</b>	<b>23</b>	<b>10.2</b>	<b>181</b>	<b>11.1</b>
Kentucky															
Eastern	<b>585</b>	55	0.9	51	0.9	0	0.0	22	0.1	259	1.1	6	2.7	19	1.2
Western	<b>358</b>	27	0.5	52	0.9	0	0.0	21	0.1	158	0.6	0	0.0	10	0.6
Michigan															
Eastern	<b>810</b>	126	2.1	97	1.6	2	0.1	104	0.5	243	1.0	4	1.8	35	2.1
Western	<b>450</b>	61	1.0	42	0.7	0	0.0	108	0.5	104	0.4	4	1.8	21	1.3
Ohio															
Northern	<b>610</b>	117	2.0	97	1.6	2	0.1	25	0.1	173	0.7	0	0.0	28	1.7
Southern	<b>704</b>	63	1.1	78	1.3	3	0.1	81	0.4	269	1.1	4	1.8	36	2.2
Tennessee															
Eastern	<b>894</b>	143	2.4	53	0.9	4	0.2	19	0.1	474	1.9	1	0.4	12	0.7
Middle	<b>319</b>	89	1.5	32	0.5	0	0.0	17	0.1	82	0.3	2	0.9	11	0.7
Western	<b>594</b>	166	2.8	77	1.3	3	0.1	19	0.1	184	0.8	2	0.9	9	0.6
<b>SEVENTH CIRCUIT</b>	<b>2,931</b>	<b>377</b>	<b>6.4</b>	<b>341</b>	<b>5.8</b>	<b>4</b>	<b>0.2</b>	<b>214</b>	<b>1.0</b>	<b>1,182</b>	<b>4.8</b>	<b>23</b>	<b>10.2</b>	<b>103</b>	<b>6.3</b>
Illinois															
Central	<b>353</b>	54	0.9	23	0.4	2	0.1	28	0.1	138	0.6	6	2.7	27	1.7
Northern	<b>868</b>	42	0.7	161	2.7	0	0.0	105	0.5	285	1.2	6	2.7	14	0.9
Southern	<b>324</b>	53	0.9	28	0.5	1	0.0	7	0.0	139	0.6	5	2.2	18	1.1
Indiana															
Northern	<b>436</b>	126	2.1	47	0.8	1	0.0	10	0.0	147	0.6	2	0.9	12	0.7
Southern	<b>279</b>	18	0.3	24	0.4	0	0.0	28	0.1	143	0.6	2	0.9	15	0.9
Wisconsin															
Eastern	<b>487</b>	65	1.1	38	0.6	0	0.0	18	0.1	262	1.1	1	0.4	14	0.9
Western	<b>184</b>	19	0.3	20	0.3	0	0.0	18	0.1	68	0.3	1	0.4	3	0.2
<b>EIGHTH CIRCUIT</b>	<b>4,661</b>	<b>586</b>	<b>9.9</b>	<b>434</b>	<b>7.4</b>	<b>20</b>	<b>0.8</b>	<b>601</b>	<b>2.8</b>	<b>1,506</b>	<b>6.1</b>	<b>37</b>	<b>16.4</b>	<b>210</b>	<b>12.9</b>
Arkansas															
Eastern	<b>316</b>	29	0.5	37	0.6	0	0.0	52	0.2	126	0.5	1	0.4	11	0.7
Western	<b>313</b>	26	0.4	13	0.2	4	0.2	94	0.4	91	0.4	6	2.7	9	0.6
Iowa															
Northern	<b>516</b>	66	1.1	22	0.4	3	0.1	136	0.6	184	0.8	6	2.7	20	1.2
Southern	<b>386</b>	52	0.9	44	0.7	6	0.2	28	0.1	148	0.6	1	0.4	25	1.5
Minnesota	<b>438</b>	39	0.7	61	1.0	1	0.0	42	0.2	159	0.6	6	2.7	13	0.8
Missouri															
Eastern	<b>810</b>	124	2.1	106	1.8	2	0.1	25	0.1	225	0.9	7	3.1	54	3.3
Western	<b>639</b>	162	2.7	72	1.2	2	0.1	33	0.2	174	0.7	7	3.1	27	1.7
Nebraska	<b>544</b>	50	0.8	50	0.8	0	0.0	95	0.4	219	0.9	2	0.9	23	1.4
North Dakota	<b>271</b>	15	0.3	6	0.1	2	0.1	46	0.2	76	0.3	0	0.0	19	1.2
South Dakota	<b>428</b>	23	0.4	23	0.4	0	0.0	50	0.2	104	0.4	1	0.4	9	0.6

**National Distribution of Selected Offenses by Circuit and District (cont.)**

CIRCUIT	District	Firearms Offenses		Fraud Offenses		Alien Smuggling Offenses		Illegal Entry Offenses		Drug Trafficking Offenses		Child Pornography Production Offenses		Child Pornography Non-Production Offenses		
		N	%	N	%	N	%	N	%	N	%	N	%	N	%	
<b>NINTH CIRCUIT</b>	<b>17,287</b>	<b>628</b>	<b>10.7</b>	<b>807</b>	<b>13.7</b>	<b>937</b>	<b>36.8</b>	<b>7,211</b>	<b>33.9</b>	<b>5,172</b>	<b>21.1</b>	<b>18</b>	<b>8.0</b>	<b>280</b>	<b>17.2</b>	
	Alaska	138	19	0.3	8	0.1	0	0.0	4	0.0	66	0.3	0	0.0	7	0.4
	Arizona	7,558	103	1.7	61	1.0	331	13.0	4,542	21.4	2,054	8.4	1	0.4	28	1.7
	California															
	Central	1,712	59	1.0	236	4.0	33	1.3	439	2.1	511	2.1	2	0.9	50	3.1
	Eastern	1,009	42	0.7	68	1.2	0	0.0	369	1.7	295	1.2	5	2.2	38	2.3
	Northern	676	62	1.1	104	1.8	2	0.1	154	0.7	159	0.6	2	0.9	24	1.5
	Southern	3,199	37	0.6	37	0.6	557	21.9	1,129	5.3	1,151	4.7	1	0.4	39	2.4
	Guam	49	1	0.0	12	0.2	2	0.1	1	0.0	12	0.0	0	0.0	0	0.0
	Hawaii	196	10	0.2	19	0.3	1	0.0	5	0.0	103	0.4	1	0.4	8	0.5
	Idaho	338	28	0.5	30	0.5	0	0.0	93	0.4	134	0.5	1	0.4	9	0.6
	Montana	305	20	0.3	24	0.4	0	0.0	12	0.1	116	0.5	1	0.4	23	1.4
	Nevada	625	84	1.4	66	1.1	3	0.1	152	0.7	131	0.5	0	0.0	17	1.0
	Northern Mariana Islands	7	1	0.0	0	0.0	0	0.0	0	0.0	2	0.0	0	0.0	0	0.0
	Oregon	512	66	1.1	50	0.8	0	0.0	73	0.3	155	0.6	3	1.3	18	1.1
	Washington															
	Eastern	353	40	0.7	16	0.3	2	0.1	136	0.6	91	0.4	0	0.0	5	0.3
	Western	610	56	0.9	76	1.3	6	0.2	102	0.5	192	0.8	1	0.4	14	0.9
<b>TENTH CIRCUIT</b>	<b>6,371</b>	<b>489</b>	<b>8.3</b>	<b>257</b>	<b>4.4</b>	<b>111</b>	<b>4.4</b>	<b>2,880</b>	<b>13.5</b>	<b>1,487</b>	<b>6.1</b>	<b>12</b>	<b>5.3</b>	<b>96</b>	<b>5.9</b>	
	Colorado	622	86	1.5	44	0.7	4	0.2	181	0.9	159	0.6	0	0.0	8	0.5
	Kansas	653	82	1.4	47	0.8	12	0.5	62	0.3	251	1.0	2	0.9	16	1.0
	New Mexico	3,104	104	1.8	17	0.3	87	3.4	1,957	9.2	593	2.4	0	0.0	16	1.0
	Oklahoma															
	Eastern	102	16	0.3	17	0.3	0	0.0	5	0.0	21	0.1	0	0.0	2	0.1
	Northern	192	31	0.5	23	0.4	0	0.0	38	0.2	48	0.2	0	0.0	3	0.2
	Western	375	33	0.6	43	0.7	0	0.0	64	0.3	114	0.5	3	1.3	12	0.7
	Utah	992	103	1.7	59	1.0	8	0.3	490	2.3	161	0.7	5	2.2	28	1.7
	Wyoming	331	34	0.6	7	0.1	0	0.0	83	0.4	140	0.6	2	0.9	11	0.7
<b>ELEVENTH CIRCUIT</b>	<b>6,441</b>	<b>700</b>	<b>11.9</b>	<b>953</b>	<b>16.2</b>	<b>95</b>	<b>3.7</b>	<b>711</b>	<b>3.3</b>	<b>2,022</b>	<b>8.3</b>	<b>23</b>	<b>10.2</b>	<b>166</b>	<b>10.2</b>	
	Alabama															
	Middle	227	24	0.4	23	0.4	0	0.0	17	0.1	66	0.3	0	0.0	5	0.3
	Northern	428	109	1.8	58	1.0	2	0.1	32	0.2	84	0.3	3	1.3	16	1.0
	Southern	421	64	1.1	54	0.9	3	0.1	10	0.0	166	0.7	2	0.9	8	0.5
	Florida															
	Middle	1,515	149	2.5	173	2.9	27	1.1	302	1.4	534	2.2	6	2.7	49	3.0
	Northern	363	49	0.8	28	0.5	1	0.0	17	0.1	115	0.5	1	0.4	16	1.0
	Southern	2,027	92	1.6	461	7.8	49	1.9	161	0.8	640	2.6	3	1.3	32	2.0
	Georgia															
	Middle	368	41	0.7	26	0.4	0	0.0	43	0.2	96	0.4	3	1.3	6	0.4
	Northern	649	71	1.2	86	1.5	13	0.5	120	0.6	153	0.6	3	1.3	22	1.3
	Southern	443	101	1.7	44	0.7	0	0.0	9	0.0	168	0.7	2	0.9	12	0.7

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**National Distribution of Primary Drug Type by Circuit and District  
Drug Trafficking Offenses  
Fiscal Year 2011**

CIRCUIT District	DRUG TOTAL	Powder Cocaine		Crack Cocaine		Methamphetamine		Marijuana		Heroin	
		N	%	N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>24,501</b>	<b>5,882</b>	<b>24.0</b>	<b>4,219</b>	<b>17.2</b>	<b>4,408</b>	<b>18.0</b>	<b>6,752</b>	<b>27.6</b>	<b>1,764</b>	<b>7.2</b>
<b>D.C. CIRCUIT</b>	<b>133</b>	<b>57</b>	<b>1.0</b>	<b>42</b>	<b>1.0</b>	<b>3</b>	<b>0.1</b>	<b>4</b>	<b>0.1</b>	<b>12</b>	<b>0.7</b>
District of Columbia	133	57	1.0	42	1.0	3	0.1	4	0.1	12	0.7
<b>FIRST CIRCUIT</b>	<b>1,129</b>	<b>639</b>	<b>10.9</b>	<b>182</b>	<b>4.3</b>	<b>15</b>	<b>0.3</b>	<b>72</b>	<b>1.1</b>	<b>124</b>	<b>7.0</b>
Maine	70	17	0.3	10	0.2	0	0.0	13	0.2	16	0.9
Massachusetts	192	42	0.7	57	1.4	9	0.2	26	0.4	34	1.9
New Hampshire	85	28	0.5	6	0.1	6	0.1	6	0.1	4	0.2
Puerto Rico	699	536	9.1	80	1.9	0	0.0	23	0.3	50	2.8
Rhode Island	83	16	0.3	29	0.7	0	0.0	4	0.1	20	1.1
<b>SECOND CIRCUIT</b>	<b>1,787</b>	<b>582</b>	<b>9.9</b>	<b>456</b>	<b>10.8</b>	<b>50</b>	<b>1.1</b>	<b>239</b>	<b>3.5</b>	<b>327</b>	<b>18.5</b>
Connecticut	164	45	0.8	82	1.9	0	0.0	10	0.1	25	1.4
New York											
Eastern	410	153	2.6	73	1.7	2	0.0	38	0.6	135	7.7
Northern	243	75	1.3	78	1.8	4	0.1	74	1.1	6	0.3
Southern	579	190	3.2	133	3.2	28	0.6	48	0.7	134	7.6
Western	309	88	1.5	81	1.9	14	0.3	55	0.8	22	1.2
Vermont	82	31	0.5	9	0.2	2	0.0	14	0.2	5	0.3
<b>THIRD CIRCUIT</b>	<b>953</b>	<b>329</b>	<b>5.6</b>	<b>271</b>	<b>6.4</b>	<b>46</b>	<b>1.0</b>	<b>78</b>	<b>1.2</b>	<b>150</b>	<b>8.5</b>
Delaware	27	12	0.2	5	0.1	0	0.0	2	0.0	4	0.2
New Jersey	223	108	1.8	24	0.6	4	0.1	7	0.1	60	3.4
Pennsylvania											
Eastern	328	101	1.7	94	2.2	25	0.6	28	0.4	41	2.3
Middle	177	40	0.7	68	1.6	16	0.4	29	0.4	21	1.2
Western	179	62	1.1	72	1.7	1	0.0	7	0.1	24	1.4
Virgin Islands	19	6	0.1	8	0.2	0	0.0	5	0.1	0	0.0
<b>FOURTH CIRCUIT</b>	<b>2,229</b>	<b>601</b>	<b>10.2</b>	<b>903</b>	<b>21.4</b>	<b>185</b>	<b>4.2</b>	<b>155</b>	<b>2.3</b>	<b>184</b>	<b>10.4</b>
Maryland	251	79	1.3	83	2.0	6	0.1	12	0.2	58	3.3
North Carolina											
Eastern	346	90	1.5	183	4.3	28	0.6	24	0.4	13	0.7
Middle	153	47	0.8	79	1.9	16	0.4	8	0.1	1	0.1
Western	182	58	1.0	64	1.5	13	0.3	27	0.4	18	1.0
South Carolina	401	126	2.1	200	4.7	24	0.5	21	0.3	10	0.6
Virginia											
Eastern	389	123	2.1	136	3.2	20	0.5	21	0.3	44	2.5
Western	197	28	0.5	54	1.3	62	1.4	7	0.1	15	0.9
West Virginia											
Northern	144	31	0.5	53	1.3	15	0.3	8	0.1	21	1.2
Southern	166	19	0.3	51	1.2	1	0.0	27	0.4	4	0.2

### National Distribution of Primary Drug Type by Circuit and District (cont.)

CIRCUIT District	DRUG TOTAL	Powder Cocaine		Crack Cocaine		Methamphetamine		Marijuana		Heroin	
		N	%	N	%	N	%	N	%	N	%
<b>FIFTH CIRCUIT</b>	<b>4,955</b>	<b>1,144</b>	<b>19.4</b>	<b>458</b>	<b>10.9</b>	<b>619</b>	<b>14.0</b>	<b>2,429</b>	<b>36.0</b>	<b>194</b>	<b>11.0</b>
Louisiana											
Eastern	120	18	0.3	57	1.4	10	0.2	2	0.0	27	1.5
Middle	37	14	0.2	18	0.4	2	0.0	1	0.0	0	0.0
Western	60	20	0.3	19	0.5	14	0.3	5	0.1	1	0.1
Mississippi											
Northern	65	14	0.2	40	0.9	3	0.1	6	0.1	0	0.0
Southern	77	30	0.5	12	0.3	6	0.1	24	0.4	2	0.1
Texas											
Eastern	460	135	2.3	69	1.6	157	3.6	66	1.0	11	0.6
Northern	259	56	1.0	49	1.2	112	2.5	24	0.4	8	0.5
Southern	1,735	412	7.0	28	0.7	99	2.2	1,110	16.4	65	3.7
Western	2,142	445	7.6	166	3.9	216	4.9	1,191	17.6	80	4.5
<b>SIXTH CIRCUIT</b>	<b>1,946</b>	<b>410</b>	<b>7.0</b>	<b>452</b>	<b>10.7</b>	<b>305</b>	<b>6.9</b>	<b>341</b>	<b>5.1</b>	<b>161</b>	<b>9.1</b>
Kentucky											
Eastern	259	40	0.7	46	1.1	17	0.4	41	0.6	9	0.5
Western	158	24	0.4	68	1.6	19	0.4	18	0.3	0	0.0
Michigan											
Eastern	243	73	1.2	53	1.3	3	0.1	59	0.9	22	1.2
Western	104	26	0.4	19	0.5	2	0.0	42	0.6	10	0.6
Ohio											
Northern	173	60	1.0	23	0.5	0	0.0	37	0.5	47	2.7
Southern	269	64	1.1	73	1.7	1	0.0	76	1.1	49	2.8
Tennessee											
Eastern	474	57	1.0	123	2.9	189	4.3	21	0.3	16	0.9
Middle	82	35	0.6	12	0.3	11	0.2	15	0.2	2	0.1
Western	184	31	0.5	35	0.8	63	1.4	32	0.5	6	0.3
<b>SEVENTH CIRCUIT</b>	<b>1,182</b>	<b>312</b>	<b>5.3</b>	<b>405</b>	<b>9.6</b>	<b>144</b>	<b>3.3</b>	<b>130</b>	<b>1.9</b>	<b>151</b>	<b>8.6</b>
Illinois											
Central	138	20	0.3	77	1.8	19	0.4	14	0.2	7	0.4
Northern	285	99	1.7	85	2.0	7	0.2	15	0.2	59	3.3
Southern	139	23	0.4	59	1.4	26	0.6	14	0.2	11	0.6
Indiana											
Northern	147	43	0.7	42	1.0	22	0.5	33	0.5	4	0.2
Southern	143	34	0.6	38	0.9	54	1.2	14	0.2	1	0.1
Wisconsin											
Eastern	262	83	1.4	82	1.9	2	0.0	27	0.4	61	3.5
Western	68	10	0.2	22	0.5	14	0.3	13	0.2	8	0.5
<b>EIGHTH CIRCUIT</b>	<b>1,506</b>	<b>175</b>	<b>3.0</b>	<b>269</b>	<b>6.4</b>	<b>768</b>	<b>17.4</b>	<b>220</b>	<b>3.3</b>	<b>24</b>	<b>1.4</b>
Arkansas											
Eastern	126	25	0.4	21	0.5	54	1.2	23	0.3	1	0.1
Western	91	7	0.1	25	0.6	54	1.2	5	0.1	0	0.0
Iowa											
Northern	184	6	0.1	27	0.6	133	3.0	16	0.2	2	0.1
Southern	148	13	0.2	37	0.9	83	1.9	8	0.1	1	0.1
Minnesota	159	36	0.6	15	0.4	65	1.5	32	0.5	4	0.2
Missouri											
Eastern	225	41	0.7	46	1.1	66	1.5	51	0.8	14	0.8
Western	174	25	0.4	38	0.9	62	1.4	36	0.5	0	0.0
Nebraska	219	6	0.1	45	1.1	137	3.1	25	0.4	2	0.1
North Dakota	76	7	0.1	5	0.1	58	1.3	4	0.1	0	0.0
South Dakota	104	9	0.2	10	0.2	56	1.3	20	0.3	0	0.0

### National Distribution of Primary Drug Type by Circuit and District (cont.)

CIRCUIT District	DRUG TOTAL	Powder Cocaine		Crack Cocaine		Methamphetamine		Marijuana		Heroin	
		N	%	N	%	N	%	N	%	N	%
<b>NINTH CIRCUIT</b>	<b>5,172</b>	<b>647</b>	<b>11.0</b>	<b>232</b>	<b>5.5</b>	<b>1,467</b>	<b>33.3</b>	<b>2,387</b>	<b>35.4</b>	<b>236</b>	<b>13.4</b>
Alaska	66	11	0.2	18	0.4	21	0.5	2	0.0	7	0.4
Arizona	2,054	178	3.0	8	0.2	119	2.7	1,726	25.6	21	1.2
California											
Central	511	53	0.9	109	2.6	212	4.8	39	0.6	45	2.6
Eastern	295	30	0.5	19	0.5	110	2.5	106	1.6	14	0.8
Northern	159	20	0.3	20	0.5	70	1.6	24	0.4	8	0.5
Southern	1,151	246	4.2	14	0.3	442	10.0	366	5.4	62	3.5
Guam	12	0	0.0	0	0.0	11	0.2	1	0.0	0	0.0
Hawaii	103	2	0.0	2	0.0	76	1.7	4	0.1	15	0.9
Idaho	134	10	0.2	1	0.0	111	2.5	7	0.1	0	0.0
Montana	116	42	0.7	0	0.0	62	1.4	5	0.1	4	0.2
Nevada	131	12	0.2	12	0.3	75	1.7	9	0.1	15	0.9
Northern Mariana Islands	2	0	0.0	0	0.0	2	0.0	0	0.0	0	0.0
Oregon	155	6	0.1	13	0.3	64	1.5	45	0.7	14	0.8
Washington											
Eastern	91	10	0.2	3	0.1	31	0.7	35	0.5	3	0.2
Western	192	27	0.5	13	0.3	61	1.4	18	0.3	28	1.6
<b>TENTH CIRCUIT</b>	<b>1,487</b>	<b>205</b>	<b>3.5</b>	<b>169</b>	<b>4.0</b>	<b>539</b>	<b>12.2</b>	<b>416</b>	<b>6.2</b>	<b>97</b>	<b>5.5</b>
Colorado	159	61	1.0	27	0.6	48	1.1	8	0.1	3	0.2
Kansas	251	37	0.6	56	1.3	96	2.2	38	0.6	9	0.5
New Mexico	593	72	1.2	24	0.6	111	2.5	334	4.9	47	2.7
Oklahoma											
Eastern	21	1	0.0	7	0.2	11	0.2	1	0.0	0	0.0
Northern	48	8	0.1	4	0.1	27	0.6	5	0.1	2	0.1
Western	114	8	0.1	45	1.1	29	0.7	3	0.0	15	0.9
Utah	161	4	0.1	5	0.1	98	2.2	26	0.4	19	1.1
Wyoming	140	14	0.2	1	0.0	119	2.7	1	0.0	2	0.1
<b>ELEVENTH CIRCUIT</b>	<b>2,022</b>	<b>781</b>	<b>13.3</b>	<b>380</b>	<b>9.0</b>	<b>267</b>	<b>6.1</b>	<b>281</b>	<b>4.2</b>	<b>104</b>	<b>5.9</b>
Alabama											
Middle	66	9	0.2	17	0.4	28	0.6	11	0.2	0	0.0
Northern	84	18	0.3	35	0.8	19	0.4	4	0.1	3	0.2
Southern	166	24	0.4	51	1.2	53	1.2	11	0.2	0	0.0
Florida											
Middle	534	193	3.3	103	2.4	75	1.7	89	1.3	22	1.2
Northern	115	58	1.0	21	0.5	3	0.1	15	0.2	0	0.0
Southern	640	354	6.0	52	1.2	22	0.5	80	1.2	64	3.6
Georgia											
Middle	96	29	0.5	43	1.0	11	0.2	9	0.1	0	0.0
Northern	153	56	1.0	6	0.1	45	1.0	20	0.3	13	0.7
Southern	168	40	0.7	52	1.2	11	0.2	42	0.6	2	0.1

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.



**Proportion of the Drug Trafficking Caseload in Each Circuit and District by Primary Drug Type  
Fiscal Year 2011**

CIRCUIT District	DRUG TOTAL	Powder Cocaine		Crack Cocaine		Methamphetamine		Marijuana		Heroin	
		N	%	N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>24,501</b>	<b>5,882</b>	<b>24.0</b>	<b>4,219</b>	<b>17.2</b>	<b>4,408</b>	<b>18.0</b>	<b>6,752</b>	<b>27.6</b>	<b>1,764</b>	<b>7.2</b>
<b>D.C. CIRCUIT</b>	<b>133</b>	<b>57</b>	<b>42.9</b>	<b>42</b>	<b>31.6</b>	<b>3</b>	<b>2.3</b>	<b>4</b>	<b>3.0</b>	<b>12</b>	<b>9.0</b>
District of Columbia	133	57	42.9	42	31.6	3	2.3	4	3.0	12	9.0
<b>FIRST CIRCUIT</b>	<b>1,129</b>	<b>639</b>	<b>56.6</b>	<b>182</b>	<b>16.1</b>	<b>15</b>	<b>1.3</b>	<b>72</b>	<b>6.4</b>	<b>124</b>	<b>11.0</b>
Maine	70	17	24.3	10	14.3	0	0.0	13	18.6	16	22.9
Massachusetts	192	42	21.9	57	29.7	9	4.7	26	13.5	34	17.7
New Hampshire	85	28	32.9	6	7.1	6	7.1	6	7.1	4	4.7
Puerto Rico	699	536	76.7	80	11.4	0	0.0	23	3.3	50	7.2
Rhode Island	83	16	19.3	29	34.9	0	0.0	4	4.8	20	24.1
<b>SECOND CIRCUIT</b>	<b>1,787</b>	<b>582</b>	<b>32.6</b>	<b>456</b>	<b>25.5</b>	<b>50</b>	<b>2.8</b>	<b>239</b>	<b>13.4</b>	<b>327</b>	<b>18.3</b>
Connecticut	164	45	27.4	82	50.0	0	0.0	10	6.1	25	15.2
New York											
Eastern	410	153	37.3	73	17.8	2	0.5	38	9.3	135	32.9
Northern	243	75	30.9	78	32.1	4	1.6	74	30.5	6	2.5
Southern	579	190	32.8	133	23.0	28	4.8	48	8.3	134	23.1
Western	309	88	28.5	81	26.2	14	4.5	55	17.8	22	7.1
Vermont	82	31	37.8	9	11.0	2	2.4	14	17.1	5	6.1
<b>THIRD CIRCUIT</b>	<b>953</b>	<b>329</b>	<b>34.5</b>	<b>271</b>	<b>28.4</b>	<b>46</b>	<b>4.8</b>	<b>78</b>	<b>8.2</b>	<b>150</b>	<b>15.7</b>
Delaware	27	12	44.4	5	18.5	0	0.0	2	7.4	4	14.8
New Jersey	223	108	48.4	24	10.8	4	1.8	7	3.1	60	26.9
Pennsylvania											
Eastern	328	101	30.8	94	28.7	25	7.6	28	8.5	41	12.5
Middle	177	40	22.6	68	38.4	16	9.0	29	16.4	21	11.9
Western	179	62	34.6	72	40.2	1	0.6	7	3.9	24	13.4
Virgin Islands	19	6	31.6	8	42.1	0	0.0	5	26.3	0	0.0
<b>FOURTH CIRCUIT</b>	<b>2,229</b>	<b>601</b>	<b>27.0</b>	<b>903</b>	<b>40.5</b>	<b>185</b>	<b>8.3</b>	<b>155</b>	<b>7.0</b>	<b>184</b>	<b>8.3</b>
Maryland	251	79	31.5	83	33.1	6	2.4	12	4.8	58	23.1
North Carolina											
Eastern	346	90	26.0	183	52.9	28	8.1	24	6.9	13	3.8
Middle	153	47	30.7	79	51.6	16	10.5	8	5.2	1	0.7
Western	182	58	31.9	64	35.2	13	7.1	27	14.8	18	9.9
South Carolina	401	126	31.4	200	49.9	24	6.0	21	5.2	10	2.5
Virginia											
Eastern	389	123	31.6	136	35.0	20	5.1	21	5.4	44	11.3
Western	197	28	14.2	54	27.4	62	31.5	7	3.6	15	7.6
West Virginia											
Northern	144	31	21.5	53	36.8	15	10.4	8	5.6	21	14.6
Southern	166	19	11.4	51	30.7	1	0.6	27	16.3	4	2.4

**Proportion of the Drug Trafficking Caseload in Each Circuit and District by Primary Drug Type (cont.)**

CIRCUIT District	DRUG TOTAL	Powder Cocaine		Crack Cocaine		Methamphetamine		Marijuana		Heroin	
		N	%	N	%	N	%	N	%	N	%
<b>FIFTH CIRCUIT</b>	<b>4,955</b>	<b>1,144</b>	<b>23.1</b>	<b>458</b>	<b>9.2</b>	<b>619</b>	<b>12.5</b>	<b>2,429</b>	<b>49.0</b>	<b>194</b>	<b>3.9</b>
Louisiana											
Eastern	120	18	15.0	57	47.5	10	8.3	2	1.7	27	22.5
Middle	37	14	37.8	18	48.6	2	5.4	1	2.7	0	0.0
Western	60	20	33.3	19	31.7	14	23.3	5	8.3	1	1.7
Mississippi											
Northern	65	14	21.5	40	61.5	3	4.6	6	9.2	0	0.0
Southern	77	30	39.0	12	15.6	6	7.8	24	31.2	2	2.6
Texas											
Eastern	460	135	29.3	69	15.0	157	34.1	66	14.3	11	2.4
Northern	259	56	21.6	49	18.9	112	43.2	24	9.3	8	3.1
Southern	1,735	412	23.7	28	1.6	99	5.7	1,110	64.0	65	3.7
Western	2,142	445	20.8	166	7.7	216	10.1	1,191	55.6	80	3.7
<b>SIXTH CIRCUIT</b>	<b>1,946</b>	<b>410</b>	<b>21.1</b>	<b>452</b>	<b>23.2</b>	<b>305</b>	<b>15.7</b>	<b>341</b>	<b>17.5</b>	<b>161</b>	<b>8.3</b>
Kentucky											
Eastern	259	40	15.4	46	17.8	17	6.6	41	15.8	9	3.5
Western	158	24	15.2	68	43.0	19	12.0	18	11.4	0	0.0
Michigan											
Eastern	243	73	30.0	53	21.8	3	1.2	59	24.3	22	9.1
Western	104	26	25.0	19	18.3	2	1.9	42	40.4	10	9.6
Ohio											
Northern	173	60	34.7	23	13.3	0	0.0	37	21.4	47	27.2
Southern	269	64	23.8	73	27.1	1	0.4	76	28.3	49	18.2
Tennessee											
Eastern	474	57	12.0	123	25.9	189	39.9	21	4.4	16	3.4
Middle	82	35	42.7	12	14.6	11	13.4	15	18.3	2	2.4
Western	184	31	16.8	35	19.0	63	34.2	32	17.4	6	3.3
<b>SEVENTH CIRCUIT</b>	<b>1,182</b>	<b>312</b>	<b>26.4</b>	<b>405</b>	<b>34.3</b>	<b>144</b>	<b>12.2</b>	<b>130</b>	<b>11.0</b>	<b>151</b>	<b>12.8</b>
Illinois											
Central	138	20	14.5	77	55.8	19	13.8	14	10.1	7	5.1
Northern	285	99	34.7	85	29.8	7	2.5	15	5.3	59	20.7
Southern	139	23	16.5	59	42.4	26	18.7	14	10.1	11	7.9
Indiana											
Northern	147	43	29.3	42	28.6	22	15.0	33	22.4	4	2.7
Southern	143	34	23.8	38	26.6	54	37.8	14	9.8	1	0.7
Wisconsin											
Eastern	262	83	31.7	82	31.3	2	0.8	27	10.3	61	23.3
Western	68	10	14.7	22	32.4	14	20.6	13	19.1	8	11.8
<b>EIGHTH CIRCUIT</b>	<b>1,506</b>	<b>175</b>	<b>11.6</b>	<b>269</b>	<b>17.9</b>	<b>768</b>	<b>51.0</b>	<b>220</b>	<b>14.6</b>	<b>24</b>	<b>1.6</b>
Arkansas											
Eastern	126	25	19.8	21	16.7	54	42.9	23	18.3	1	0.8
Western	91	7	7.7	25	27.5	54	59.3	5	5.5	0	0.0
Iowa											
Northern	184	6	3.3	27	14.7	133	72.3	16	8.7	2	1.1
Southern	148	13	8.8	37	25.0	83	56.1	8	5.4	1	0.7
Minnesota	159	36	22.6	15	9.4	65	40.9	32	20.1	4	2.5
Missouri											
Eastern	225	41	18.2	46	20.4	66	29.3	51	22.7	14	6.2
Western	174	25	14.4	38	21.8	62	35.6	36	20.7	0	0.0
Nebraska	219	6	2.7	45	20.5	137	62.6	25	11.4	2	0.9
North Dakota	76	7	9.2	5	6.6	58	76.3	4	5.3	0	0.0
South Dakota	104	9	8.7	10	9.6	56	53.8	20	19.2	0	0.0

**Proportion of the Drug Trafficking Caseload in Each Circuit and District by Primary Drug Type (cont.)**

CIRCUIT District	DRUG TOTAL	Powder Cocaine		Crack Cocaine		Methamphetamine		Marijuana		Heroin	
		N	%	N	%	N	%	N	%	N	%
<b>NINTH CIRCUIT</b>	<b>5,172</b>	<b>647</b>	<b>12.5</b>	<b>232</b>	<b>4.5</b>	<b>1,467</b>	<b>28.4</b>	<b>2,387</b>	<b>46.2</b>	<b>236</b>	<b>4.6</b>
Alaska	66	11	16.7	18	27.3	21	31.8	2	3.0	7	10.6
Arizona	2,054	178	8.7	8	0.4	119	5.8	1,726	84.0	21	1.0
California											
Central	511	53	10.4	109	21.3	212	41.5	39	7.6	45	8.8
Eastern	295	30	10.2	19	6.4	110	37.3	106	35.9	14	4.7
Northern	159	20	12.6	20	12.6	70	44.0	24	15.1	8	5.0
Southern	1,151	246	21.4	14	1.2	442	38.4	366	31.8	62	5.4
Guam	12	0	0.0	0	0.0	11	91.7	1	8.3	0	0.0
Hawaii	103	2	1.9	2	1.9	76	73.8	4	3.9	15	14.6
Idaho	134	10	7.5	1	0.7	111	82.8	7	5.2	0	0.0
Montana	116	42	36.2	0	0.0	62	53.4	5	4.3	4	3.4
Nevada	131	12	9.2	12	9.2	75	57.3	9	6.9	15	11.5
Northern Mariana Islands	2	0	0.0	0	0.0	2	100.0	0	0.0	0	0.0
Oregon	155	6	3.9	13	8.4	64	41.3	45	29.0	14	9.0
Washington											
Eastern	91	10	11.0	3	3.3	31	34.1	35	38.5	3	3.3
Western	192	27	14.1	13	6.8	61	31.8	18	9.4	28	14.6
<b>TENTH CIRCUIT</b>	<b>1,487</b>	<b>205</b>	<b>13.8</b>	<b>169</b>	<b>11.4</b>	<b>539</b>	<b>36.2</b>	<b>416</b>	<b>28.0</b>	<b>97</b>	<b>6.5</b>
Colorado	159	61	38.4	27	17.0	48	30.2	8	5.0	3	1.9
Kansas	251	37	14.7	56	22.3	96	38.2	38	15.1	9	3.6
New Mexico	593	72	12.1	24	4.0	111	18.7	334	56.3	47	7.9
Oklahoma											
Eastern	21	1	4.8	7	33.3	11	52.4	1	4.8	0	0.0
Northern	48	8	16.7	4	8.3	27	56.3	5	10.4	2	4.2
Western	114	8	7.0	45	39.5	29	25.4	3	2.6	15	13.2
Utah	161	4	2.5	5	3.1	98	60.9	26	16.1	19	11.8
Wyoming	140	14	10.0	1	0.7	119	85.0	1	0.7	2	1.4
<b>ELEVENTH CIRCUIT</b>	<b>2,022</b>	<b>781</b>	<b>38.6</b>	<b>380</b>	<b>18.8</b>	<b>267</b>	<b>13.2</b>	<b>281</b>	<b>13.9</b>	<b>104</b>	<b>5.1</b>
Alabama											
Middle	66	9	13.6	17	25.8	28	42.4	11	16.7	0	0.0
Northern	84	18	21.4	35	41.7	19	22.6	4	4.8	3	3.6
Southern	166	24	14.5	51	30.7	53	31.9	11	6.6	0	0.0
Florida											
Middle	534	193	36.1	103	19.3	75	14.0	89	16.7	22	4.1
Northern	115	58	50.4	21	18.3	3	2.6	15	13.0	0	0.0
Southern	640	354	55.3	52	8.1	22	3.4	80	12.5	64	10.0
Georgia											
Middle	96	29	30.2	43	44.8	11	11.5	9	9.4	0	0.0
Northern	153	56	36.6	6	3.9	45	29.4	20	13.1	13	8.5
Southern	168	40	23.8	52	31.0	11	6.5	42	25.0	2	1.2

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Rate of Within Range Sentences by Circuit and District**  
**Crack Cocaine Trafficking Offenses**  
*Koon* Period through *Gall* Period

CIRCUIT District	<i>Koon</i> Period (6/13/96 - 04/30/03)			PROTECT Act Period (5/1/03 - 6/24/04)			<i>Booker</i> Period (1/12/05 - 12/10/07)			<i>Gall</i> Period (12/11/07-9/30/11)		
	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>TOTAL</b>	<b>31,390</b>	<b>18,326</b>	<b>58.4</b>	<b>5,329</b>	<b>3,372</b>	<b>63.3</b>	<b>15,556</b>	<b>8,661</b>	<b>55.7</b>	<b>18,938</b>	<b>9,126</b>	<b>48.2</b>
<b>D.C. CIRCUIT</b>	<b>645</b>	<b>321</b>	<b>49.8</b>	<b>124</b>	<b>51</b>	<b>41.1</b>	<b>273</b>	<b>82</b>	<b>30.0</b>	<b>224</b>	<b>55</b>	<b>24.6</b>
District of Columbia	645	321	49.8	124	51	41.1	273	82	30.0	224	55	24.6
<b>FIRST CIRCUIT</b>	<b>1,013</b>	<b>547</b>	<b>54.0</b>	<b>211</b>	<b>130</b>	<b>61.6</b>	<b>611</b>	<b>349</b>	<b>57.1</b>	<b>1,120</b>	<b>610</b>	<b>54.5</b>
Maine	97	40	41.2	43	14	32.6	64	31	48.4	77	20	26.0
Massachusetts	416	200	48.1	61	43	70.5	193	83	43.0	293	97	33.1
New Hampshire	289	125	43.3	62	33	53.2	131	54	41.2	131	35	26.7
Puerto Rico	97	88	90.7	23	21	91.3	150	143	95.3	549	433	78.9
Rhode Island	114	94	82.5	22	19	86.4	73	38	52.1	70	25	35.7
<b>SECOND CIRCUIT</b>	<b>2,184</b>	<b>985</b>	<b>45.1</b>	<b>426</b>	<b>228</b>	<b>53.5</b>	<b>1,307</b>	<b>506</b>	<b>38.7</b>	<b>1,610</b>	<b>489</b>	<b>30.4</b>
Connecticut	262	114	43.5	90	44	48.9	248	84	33.9	314	80	25.5
New York												
Eastern	319	91	28.5	70	38	54.3	220	74	33.6	314	81	25.8
Northern	432	125	28.9	50	17	34.0	170	52	30.6	235	79	33.6
Southern	765	479	62.6	104	74	71.2	384	192	50.0	404	155	38.4
Western	321	154	48.0	72	38	52.8	220	89	40.5	268	88	32.8
Vermont	85	22	25.9	40	17	42.5	65	15	23.1	75	6	8.0
<b>THIRD CIRCUIT</b>	<b>1,453</b>	<b>674</b>	<b>46.4</b>	<b>358</b>	<b>165</b>	<b>46.1</b>	<b>1,014</b>	<b>372</b>	<b>36.7</b>	<b>1,266</b>	<b>457</b>	<b>36.1</b>
Delaware	59	30	50.8	9	3	33.3	32	18	56.3	47	14	29.8
New Jersey	209	95	45.5	34	14	41.2	167	51	30.5	208	88	42.3
Pennsylvania												
Eastern	574	218	38.0	159	66	41.5	262	55	21.0	352	108	30.7
Middle	288	137	47.6	112	52	46.4	385	130	33.8	361	117	32.4
Western	279	159	57.0	35	25	71.4	165	118	71.5	270	115	42.6
Virgin Islands	44	35	79.5	9	5	55.6	3	0	0.0	28	15	53.6
<b>FOURTH CIRCUIT</b>	<b>6,782</b>	<b>4,261</b>	<b>62.8</b>	<b>1,093</b>	<b>785</b>	<b>71.8</b>	<b>3,654</b>	<b>2,427</b>	<b>66.4</b>	<b>4,118</b>	<b>2,145</b>	<b>52.1</b>
Maryland	317	147	46.4	48	28	58.3	191	69	36.1	261	109	41.8
North Carolina												
Eastern	914	462	50.5	100	34	34.0	373	147	39.4	572	218	38.1
Middle	599	373	62.3	58	43	74.1	253	168	66.4	285	146	51.2
Western	895	278	31.1	73	29	39.7	293	161	54.9	364	169	46.4
South Carolina	1,312	806	61.4	219	142	64.8	566	369	65.2	856	413	48.2
Virginia												
Eastern	1,134	996	87.8	253	232	91.7	905	751	83.0	786	560	71.2
Western	718	412	57.4	134	89	66.4	474	274	57.8	353	177	50.1
West Virginia												
Northern	544	493	90.6	106	89	84.0	403	332	82.4	397	239	60.2
Southern	349	294	84.2	102	99	97.1	196	156	79.6	244	114	46.7

## Rate of Within Range Sentences by Circuit and District (cont.)

CIRCUIT	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>FIFTH CIRCUIT</b>	<b>4,618</b>	<b>3,005</b>	<b>65.1</b>	<b>697</b>	<b>499</b>	<b>71.6</b>	<b>1,682</b>	<b>1,105</b>	<b>65.7</b>	<b>1,792</b>	<b>1,179</b>	<b>65.8</b>
Louisiana												
Eastern	350	251	71.7	57	45	78.9	185	135	73.0	252	173	68.7
Middle	62	31	50.0	30	15	50.0	74	40	54.1	78	39	50.0
Western	526	314	59.7	69	54	78.3	191	132	69.1	130	95	73.1
Mississippi												
Northern	306	151	49.3	29	15	51.7	113	56	49.6	92	53	57.6
Southern	400	261	65.3	58	48	82.8	117	98	83.8	109	82	75.2
Texas												
Eastern	999	793	79.4	127	105	82.7	270	204	75.6	302	221	73.2
Northern	432	280	64.8	57	40	70.2	198	134	67.7	143	77	53.8
Southern	787	478	60.7	108	69	63.9	144	78	54.2	127	76	59.8
Western	756	446	59.0	162	108	66.7	390	228	58.5	559	363	64.9
<b>SIXTH CIRCUIT</b>	<b>2,888</b>	<b>1,545</b>	<b>53.5</b>	<b>454</b>	<b>275</b>	<b>60.6</b>	<b>1,628</b>	<b>766</b>	<b>47.1</b>	<b>1,983</b>	<b>854</b>	<b>43.1</b>
Kentucky												
Eastern	260	120	46.2	37	16	43.2	194	64	33.0	169	47	27.8
Western	126	104	82.5	32	22	68.8	113	72	63.7	230	96	41.7
Michigan												
Eastern	494	287	58.1	77	64	83.1	180	106	58.9	277	150	54.2
Western	220	102	46.4	39	30	76.9	167	71	42.5	177	76	42.9
Ohio												
Northern	639	295	46.2	80	44	55.0	360	182	50.6	232	106	45.7
Southern	313	121	38.7	32	14	43.8	238	69	29.0	237	65	27.4
Tennessee												
Eastern	438	278	63.5	102	48	47.1	213	125	58.7	417	224	53.7
Middle	102	59	57.8	18	16	88.9	46	22	47.8	58	17	29.3
Western	296	179	60.5	37	21	56.8	117	55	47.0	186	73	39.2
<b>SEVENTH CIRCUIT</b>	<b>2,363</b>	<b>1,533</b>	<b>64.9</b>	<b>422</b>	<b>266</b>	<b>63.0</b>	<b>1,185</b>	<b>670</b>	<b>56.5</b>	<b>1,631</b>	<b>725</b>	<b>44.5</b>
Illinois												
Central	499	216	43.3	92	58	63.0	239	111	46.4	409	180	44.0
Northern	259	130	50.2	113	50	44.2	284	123	43.3	326	107	32.8
Southern	716	639	89.2	74	62	83.8	142	122	85.9	194	156	80.4
Indiana												
Northern	478	320	66.9	86	54	62.8	177	105	59.3	219	123	56.2
Southern	143	60	42.0	16	12	75.0	69	40	58.0	124	61	49.2
Wisconsin												
Eastern	190	113	59.5	24	15	62.5	137	62	45.3	245	52	21.2
Western	78	55	70.5	17	15	88.2	137	107	78.1	114	46	40.4
<b>EIGHTH CIRCUIT</b>	<b>2,257</b>	<b>1,373</b>	<b>60.8</b>	<b>468</b>	<b>337</b>	<b>72.0</b>	<b>1,344</b>	<b>804</b>	<b>59.8</b>	<b>1,634</b>	<b>852</b>	<b>52.1</b>
Arkansas												
Eastern	267	237	88.8	41	36	87.8	76	50	65.8	125	79	63.2
Western	104	64	61.5	21	12	57.1	38	20	52.6	59	26	44.1
Iowa												
Northern	191	102	53.4	56	37	66.1	126	78	61.9	135	79	58.5
Southern	247	128	51.8	28	15	53.6	81	44	54.3	203	102	50.2
Minnesota	280	136	48.6	36	19	52.8	152	52	34.2	214	48	22.4
Missouri												
Eastern	612	409	66.8	139	114	82.0	413	275	66.6	373	211	56.6
Western	244	119	48.8	68	44	64.7	201	119	59.2	191	95	49.7
Nebraska	283	156	55.1	74	55	74.3	224	143	63.8	265	181	68.3
North Dakota	3	2	66.7	0	0	0.0	6	1	16.7	23	7	30.4
South Dakota	26	20	76.9	5	5	100.0	27	22	81.5	46	24	52.2

## Rate of Within Range Sentences by Circuit and District (cont.)

CIRCUIT	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>NINTH CIRCUIT</b>	<b>1,018</b>	<b>572</b>	<b>56.2</b>	<b>166</b>	<b>104</b>	<b>62.7</b>	<b>538</b>	<b>229</b>	<b>42.6</b>	<b>952</b>	<b>405</b>	<b>42.5</b>
Alaska	74	58	78.4	16	10	62.5	42	20	47.6	92	46	50.0
Arizona	113	36	31.9	16	5	31.3	21	5	23.8	21	14	66.7
California												
Central	40	26	65.0	19	16	84.2	70	38	54.3	323	134	41.5
Eastern	122	76	62.3	30	19	63.3	113	60	53.1	103	42	40.8
Northern	72	36	50.0	21	12	57.1	66	25	37.9	163	69	42.3
Southern	34	20	58.8	9	5	55.6	6	4	66.7	32	18	56.3
Guam	1	0	0.0	0	0	0.0	0	0	0.0	0	0	0.0
Hawaii	132	103	78.0	23	14	60.9	26	9	34.6	3	1	33.3
Idaho	1	0	0.0	0	0	0.0	3	1	33.3	8	2	25.0
Montana	14	13	92.9	1	1	100.0	9	4	44.4	3	1	33.3
Nevada	176	103	58.5	11	9	81.8	42	22	52.4	37	25	67.6
Northern Mariana Islands	0	0	0.0	0	0	0.0	0	0	0.0	0	0	0.0
Oregon	66	24	36.4	6	2	33.3	20	7	35.0	41	13	31.7
Washington												
Eastern	95	48	50.5	9	7	77.8	40	15	37.5	38	14	36.8
Western	78	29	37.2	5	4	80.0	80	19	23.8	88	26	29.5
<b>TENTH CIRCUIT</b>	<b>1,048</b>	<b>641</b>	<b>61.2</b>	<b>198</b>	<b>115</b>	<b>58.1</b>	<b>445</b>	<b>240</b>	<b>53.9</b>	<b>552</b>	<b>273</b>	<b>49.5</b>
Colorado	219	70	32.0	51	17	33.3	83	20	24.1	69	17	24.6
Kansas	299	205	68.6	65	49	75.4	172	96	55.8	245	123	50.2
New Mexico	257	164	63.8	46	28	60.9	59	39	66.1	72	36	50.0
Oklahoma												
Eastern	35	26	74.3	6	3	50.0	10	7	70.0	25	14	56.0
Northern	39	30	76.9	4	3	75.0	44	34	77.3	26	23	88.5
Western	177	135	76.3	15	7	46.7	54	35	64.8	88	47	53.4
Utah	9	4	44.4	10	7	70.0	12	4	33.3	14	7	50.0
Wyoming	13	7	53.8	1	1	100.0	11	5	45.5	13	6	46.2
<b>ELEVENTH CIRCUIT</b>	<b>5,121</b>	<b>2,869</b>	<b>56.0</b>	<b>712</b>	<b>417</b>	<b>58.6</b>	<b>1,875</b>	<b>1,111</b>	<b>59.3</b>	<b>2,056</b>	<b>1,082</b>	<b>52.6</b>
Alabama												
Middle	260	91	35.0	22	8	36.4	53	22	41.5	120	55	45.8
Northern	390	206	52.8	47	26	55.3	118	58	49.2	158	79	50.0
Southern	546	231	42.3	55	42	76.4	178	100	56.2	247	135	54.7
Florida												
Middle	1,434	750	52.3	265	161	60.8	563	301	53.5	547	238	43.5
Northern	563	315	56.0	80	28	35.0	168	93	55.4	160	81	50.6
Southern	783	581	74.2	108	83	76.9	394	276	70.1	398	239	60.1
Georgia												
Middle	512	299	58.4	79	36	45.6	231	150	64.9	177	122	68.9
Northern	255	156	61.2	25	19	76.0	52	24	46.2	33	19	57.6
Southern	378	240	63.5	31	14	45.2	118	87	73.7	216	114	52.8

Cases missing information necessary to determine sentence position relative to the guideline range were excluded from the analysis.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.



**Rate of Above Range Sentences by Circuit and District**  
**Crack Cocaine Trafficking Offenses**  
*Koon* Period through *Gall* Period

CIRCUIT District	<i>Koon</i> Period (6/13/96 - 04/30/03)			PROTECT Act Period (5/1/03 - 6/24/04)			<i>Booker</i> Period (1/12/05 - 12/10/07)			<i>Gall</i> Period (12/11/07-9/30/11)		
	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>TOTAL</b>	<b>31,390</b>	<b>53</b>	<b>0.2</b>	<b>5,329</b>	<b>8</b>	<b>0.2</b>	<b>15,556</b>	<b>75</b>	<b>0.5</b>	<b>18,938</b>	<b>202</b>	<b>1.1</b>
<b>D.C. CIRCUIT</b>	<b>645</b>	<b>2</b>	<b>0.3</b>	<b>124</b>	<b>0</b>	<b>0.0</b>	<b>273</b>	<b>1</b>	<b>0.4</b>	<b>224</b>	<b>2</b>	<b>0.9</b>
District of Columbia	645	2	0.3	124	0	0.0	273	1	0.4	224	2	0.9
<b>FIRST CIRCUIT</b>	<b>1,013</b>	<b>4</b>	<b>0.4</b>	<b>211</b>	<b>1</b>	<b>0.5</b>	<b>611</b>	<b>4</b>	<b>0.7</b>	<b>1,120</b>	<b>14</b>	<b>1.3</b>
Maine	97	0	0.0	43	0	0.0	64	0	0.0	77	0	0.0
Massachusetts	416	2	0.5	61	0	0.0	193	4	2.1	293	8	2.7
New Hampshire	289	1	0.3	62	1	1.6	131	0	0.0	131	3	2.3
Puerto Rico	97	0	0.0	23	0	0.0	150	0	0.0	549	3	0.5
Rhode Island	114	1	0.9	22	0	0.0	73	0	0.0	70	0	0.0
<b>SECOND CIRCUIT</b>	<b>2,184</b>	<b>4</b>	<b>0.2</b>	<b>426</b>	<b>1</b>	<b>0.2</b>	<b>1,307</b>	<b>4</b>	<b>0.3</b>	<b>1,610</b>	<b>8</b>	<b>0.5</b>
Connecticut	262	0	0.0	90	0	0.0	248	1	0.4	314	4	1.3
New York												
Eastern	319	0	0.0	70	1	1.4	220	0	0.0	314	0	0.0
Northern	432	1	0.2	50	0	0.0	170	1	0.6	235	1	0.4
Southern	765	1	0.1	104	0	0.0	384	0	0.0	404	0	0.0
Western	321	2	0.6	72	0	0.0	220	2	0.9	268	3	1.1
Vermont	85	0	0.0	40	0	0.0	65	0	0.0	75	0	0.0
<b>THIRD CIRCUIT</b>	<b>1,453</b>	<b>1</b>	<b>0.1</b>	<b>358</b>	<b>0</b>	<b>0.0</b>	<b>1,014</b>	<b>1</b>	<b>0.1</b>	<b>1,266</b>	<b>7</b>	<b>0.6</b>
Delaware	59	0	0.0	9	0	0.0	32	0	0.0	47	0	0.0
New Jersey	209	0	0.0	34	0	0.0	167	0	0.0	208	0	0.0
Pennsylvania												
Eastern	574	1	0.2	159	0	0.0	262	0	0.0	352	4	1.1
Middle	288	0	0.0	112	0	0.0	385	0	0.0	361	1	0.3
Western	279	0	0.0	35	0	0.0	165	0	0.0	270	2	0.7
Virgin Islands	44	0	0.0	9	0	0.0	3	1	33.3	28	0	0.0
<b>FOURTH CIRCUIT</b>	<b>6,782</b>	<b>11</b>	<b>0.2</b>	<b>1,093</b>	<b>1</b>	<b>0.1</b>	<b>3,654</b>	<b>12</b>	<b>0.3</b>	<b>4,118</b>	<b>39</b>	<b>0.9</b>
Maryland	317	2	0.6	48	0	0.0	191	1	0.5	261	6	2.3
North Carolina												
Eastern	914	4	0.4	100	0	0.0	373	1	0.3	572	10	1.7
Middle	599	1	0.2	58	0	0.0	253	0	0.0	285	1	0.4
Western	895	0	0.0	73	0	0.0	293	1	0.3	364	5	1.4
South Carolina	1,312	2	0.2	219	0	0.0	566	1	0.2	856	3	0.4
Virginia												
Eastern	1,134	1	0.1	253	1	0.4	905	7	0.8	786	7	0.9
Western	718	0	0.0	134	0	0.0	474	0	0.0	353	3	0.8
West Virginia												
Northern	544	1	0.2	106	0	0.0	403	1	0.2	397	3	0.8
Southern	349	0	0.0	102	0	0.0	196	0	0.0	244	1	0.4

### Rate of Above Range Sentences by Circuit and District (cont.)

CIRCUIT	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>FIFTH CIRCUIT</b>	<b>4,618</b>	<b>5</b>	<b>0.1</b>	<b>697</b>	<b>1</b>	<b>0.1</b>	<b>1,682</b>	<b>20</b>	<b>1.2</b>	<b>1,792</b>	<b>30</b>	<b>1.7</b>
Louisiana												
Eastern	350	0	0.0	57	0	0.0	185	3	1.6	252	8	3.2
Middle	62	1	1.6	30	0	0.0	74	0	0.0	78	2	2.6
Western	526	0	0.0	69	0	0.0	191	0	0.0	130	2	1.5
Mississippi												
Northern	306	0	0.0	29	0	0.0	113	0	0.0	92	2	2.2
Southern	400	0	0.0	58	0	0.0	117	0	0.0	109	1	0.9
Texas												
Eastern	999	0	0.0	127	0	0.0	270	3	1.1	302	3	1.0
Northern	432	2	0.5	57	0	0.0	198	4	2.0	143	3	2.1
Southern	787	0	0.0	108	0	0.0	144	1	0.7	127	1	0.8
Western	756	2	0.3	162	1	0.6	390	9	2.3	559	8	1.4
<b>SIXTH CIRCUIT</b>	<b>2,888</b>	<b>2</b>	<b>0.1</b>	<b>454</b>	<b>0</b>	<b>0.0</b>	<b>1,628</b>	<b>4</b>	<b>0.2</b>	<b>1,983</b>	<b>24</b>	<b>1.2</b>
Kentucky												
Eastern	260	0	0.0	37	0	0.0	194	0	0.0	169	6	3.6
Western	126	0	0.0	32	0	0.0	113	0	0.0	230	2	0.9
Michigan												
Eastern	494	0	0.0	77	0	0.0	180	1	0.6	277	3	1.1
Western	220	0	0.0	39	0	0.0	167	1	0.6	177	2	1.1
Ohio												
Northern	639	1	0.2	80	0	0.0	360	0	0.0	232	5	2.2
Southern	313	0	0.0	32	0	0.0	238	0	0.0	237	1	0.4
Tennessee												
Eastern	438	0	0.0	102	0	0.0	213	2	0.9	417	3	0.7
Middle	102	1	1.0	18	0	0.0	46	0	0.0	58	2	3.4
Western	296	0	0.0	37	0	0.0	117	0	0.0	186	0	0.0
<b>SEVENTH CIRCUIT</b>	<b>2,363</b>	<b>6</b>	<b>0.3</b>	<b>422</b>	<b>0</b>	<b>0.0</b>	<b>1,185</b>	<b>10</b>	<b>0.8</b>	<b>1,631</b>	<b>28</b>	<b>1.7</b>
Illinois												
Central	499	0	0.0	92	0	0.0	239	1	0.4	409	1	0.2
Northern	259	0	0.0	113	0	0.0	284	3	1.1	326	2	0.6
Southern	716	3	0.4	74	0	0.0	142	3	2.1	194	4	2.1
Indiana												
Northern	478	2	0.4	86	0	0.0	177	0	0.0	219	7	3.2
Southern	143	0	0.0	16	0	0.0	69	1	1.4	124	13	10.5
Wisconsin												
Eastern	190	1	0.5	24	0	0.0	137	0	0.0	245	1	0.4
Western	78	0	0.0	17	0	0.0	137	2	1.5	114	0	0.0
<b>EIGHTH CIRCUIT</b>	<b>2,257</b>	<b>5</b>	<b>0.2</b>	<b>468</b>	<b>2</b>	<b>0.4</b>	<b>1,344</b>	<b>3</b>	<b>0.2</b>	<b>1,634</b>	<b>15</b>	<b>0.9</b>
Arkansas												
Eastern	267	0	0.0	41	0	0.0	76	0	0.0	125	2	1.6
Western	104	0	0.0	21	0	0.0	38	0	0.0	59	0	0.0
Iowa												
Northern	191	2	1.0	56	0	0.0	126	1	0.8	135	4	3.0
Southern	247	1	0.4	28	1	3.6	81	0	0.0	203	0	0.0
Minnesota	280	1	0.4	36	0	0.0	152	0	0.0	214	0	0.0
Missouri												
Eastern	612	0	0.0	139	1	0.7	413	1	0.2	373	3	0.8
Western	244	0	0.0	68	0	0.0	201	1	0.5	191	2	1.0
Nebraska	283	1	0.4	74	0	0.0	224	0	0.0	265	3	1.1
North Dakota	3	0	0.0	0	0	0.0	6	0	0.0	23	0	0.0
South Dakota	26	0	0.0	5	0	0.0	27	0	0.0	46	1	2.2

## Rate of Above Range Sentences by Circuit and District (cont.)

CIRCUIT	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>NINTH CIRCUIT</b>	<b>1,018</b>	<b>5</b>	<b>0.5</b>	<b>166</b>	<b>0</b>	<b>0.0</b>	<b>538</b>	<b>2</b>	<b>0.4</b>	<b>952</b>	<b>13</b>	<b>1.4</b>
Alaska	74	0	0.0	16	0	0.0	42	1	2.4	92	1	1.1
Arizona	113	1	0.9	16	0	0.0	21	0	0.0	21	0	0.0
California												
Central	40	0	0.0	19	0	0.0	70	0	0.0	323	6	1.9
Eastern	122	0	0.0	30	0	0.0	113	0	0.0	103	0	0.0
Northern	72	3	4.2	21	0	0.0	66	1	1.5	163	6	3.7
Southern	34	0	0.0	9	0	0.0	6	0	0.0	32	0	0.0
Guam	1	0	0.0	0	0	0.0	0	0	0.0	0	0	0.0
Hawaii	132	0	0.0	23	0	0.0	26	0	0.0	3	0	0.0
Idaho	1	0	0.0	0	0	0.0	3	0	0.0	8	0	0.0
Montana	14	0	0.0	1	0	0.0	9	0	0.0	3	0	0.0
Nevada	176	1	0.6	11	0	0.0	42	0	0.0	37	0	0.0
Northern Mariana Islands	0	0	0.0	0	0	0.0	0	0	0.0	0	0	0.0
Oregon	66	0	0.0	6	0	0.0	20	0	0.0	41	0	0.0
Washington												
Eastern	95	0	0.0	9	0	0.0	40	0	0.0	38	0	0.0
Western	78	0	0.0	5	0	0.0	80	0	0.0	88	0	0.0
<b>TENTH CIRCUIT</b>	<b>1,048</b>	<b>1</b>	<b>0.1</b>	<b>198</b>	<b>2</b>	<b>1.0</b>	<b>445</b>	<b>1</b>	<b>0.2</b>	<b>552</b>	<b>7</b>	<b>1.3</b>
Colorado	219	0	0.0	51	0	0.0	83	0	0.0	69	0	0.0
Kansas	299	0	0.0	65	1	1.5	172	0	0.0	245	6	2.4
New Mexico	257	1	0.4	46	0	0.0	59	0	0.0	72	0	0.0
Oklahoma												
Eastern	35	0	0.0	6	1	16.7	10	0	0.0	25	0	0.0
Northern	39	0	0.0	4	0	0.0	44	0	0.0	26	0	0.0
Western	177	0	0.0	15	0	0.0	54	1	1.9	88	1	1.1
Utah	9	0	0.0	10	0	0.0	12	0	0.0	14	0	0.0
Wyoming	13	0	0.0	1	0	0.0	11	0	0.0	13	0	0.0
<b>ELEVENTH CIRCUIT</b>	<b>5,121</b>	<b>7</b>	<b>0.1</b>	<b>712</b>	<b>0</b>	<b>0.0</b>	<b>1,875</b>	<b>13</b>	<b>0.7</b>	<b>2,056</b>	<b>15</b>	<b>0.7</b>
Alabama												
Middle	260	0	0.0	22	0	0.0	53	1	1.9	120	2	1.7
Northern	390	0	0.0	47	0	0.0	118	0	0.0	158	2	1.3
Southern	546	1	0.2	55	0	0.0	178	0	0.0	247	0	0.0
Florida												
Middle	1,434	0	0.0	265	0	0.0	563	3	0.5	547	5	0.9
Northern	563	0	0.0	80	0	0.0	168	0	0.0	160	1	0.6
Southern	783	4	0.5	108	0	0.0	394	2	0.5	398	1	0.3
Georgia												
Middle	512	1	0.2	79	0	0.0	231	1	0.4	177	0	0.0
Northern	255	1	0.4	25	0	0.0	52	3	5.8	33	0	0.0
Southern	378	0	0.0	31	0	0.0	118	3	2.5	216	4	1.9

Cases missing information necessary to determine sentence position relative to the guideline range were excluded from the analysis.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Rate of Government Sponsored Sentences by Circuit and District**  
**Crack Cocaine Trafficking Offenses**  
*Koon* Period through *Gall* Period

CIRCUIT District	<i>Koon</i> Period (6/13/96 - 04/30/03)			PROTECT Act Period (5/1/03 - 6/24/04)			<i>Booker</i> Period (1/12/05 - 12/10/07)			<i>Gall</i> Period (12/11/07-9/30/11)		
	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>TOTAL</b>	<b>31,390</b>	<b>10,762</b>	<b>34.3</b>	<b>5,329</b>	<b>1,709</b>	<b>32.1</b>	<b>15,556</b>	<b>4,747</b>	<b>30.5</b>	<b>18,938</b>	<b>5,638</b>	<b>29.8</b>
<b>D.C. CIRCUIT</b>	<b>645</b>	<b>233</b>	<b>36.1</b>	<b>124</b>	<b>71</b>	<b>57.3</b>	<b>273</b>	<b>136</b>	<b>49.8</b>	<b>224</b>	<b>118</b>	<b>52.7</b>
District of Columbia	645	233	36.1	124	71	57.3	273	136	49.8	224	118	52.7
<b>FIRST CIRCUIT</b>	<b>1,013</b>	<b>334</b>	<b>33.0</b>	<b>211</b>	<b>61</b>	<b>28.9</b>	<b>611</b>	<b>129</b>	<b>21.1</b>	<b>1,120</b>	<b>221</b>	<b>19.7</b>
Maine	97	53	54.6	43	27	62.8	64	26	40.6	77	41	53.2
Massachusetts	416	131	31.5	61	7	11.5	193	38	19.7	293	75	25.6
New Hampshire	289	137	47.4	62	24	38.7	131	56	42.7	131	52	39.7
Puerto Rico	97	4	4.1	23	1	4.3	150	3	2.0	549	49	8.9
Rhode Island	114	9	7.9	22	2	9.1	73	6	8.2	70	4	5.7
<b>SECOND CIRCUIT</b>	<b>2,184</b>	<b>792</b>	<b>36.3</b>	<b>426</b>	<b>139</b>	<b>32.6</b>	<b>1,307</b>	<b>470</b>	<b>36.0</b>	<b>1,610</b>	<b>531</b>	<b>33.0</b>
Connecticut	262	56	21.4	90	25	27.8	248	83	33.5	314	81	25.8
New York												
Eastern	319	122	38.2	70	19	27.1	220	77	35.0	314	104	33.1
Northern	432	254	58.8	50	24	48.0	170	88	51.8	235	101	43.0
Southern	765	166	21.7	104	20	19.2	384	79	20.6	404	70	17.3
Western	321	154	48.0	72	33	45.8	220	104	47.3	268	141	52.6
Vermont	85	40	47.1	40	18	45.0	65	39	60.0	75	34	45.3
<b>THIRD CIRCUIT</b>	<b>1,453</b>	<b>657</b>	<b>45.2</b>	<b>358</b>	<b>181</b>	<b>50.6</b>	<b>1,014</b>	<b>470</b>	<b>46.4</b>	<b>1,266</b>	<b>481</b>	<b>38.0</b>
Delaware	59	25	42.4	9	6	66.7	32	5	15.6	47	11	23.4
New Jersey	209	85	40.7	34	19	55.9	167	92	55.1	208	74	35.6
Pennsylvania												
Eastern	574	317	55.2	159	87	54.7	262	145	55.3	352	180	51.1
Middle	288	135	46.9	112	56	50.0	385	211	54.8	361	156	43.2
Western	279	92	33.0	35	9	25.7	165	16	9.7	270	53	19.6
Virgin Islands	44	3	6.8	9	4	44.4	3	1	33.3	28	7	25.0
<b>FOURTH CIRCUIT</b>	<b>6,782</b>	<b>2,304</b>	<b>34.0</b>	<b>1,093</b>	<b>280</b>	<b>25.6</b>	<b>3,654</b>	<b>909</b>	<b>24.9</b>	<b>4,118</b>	<b>1,195</b>	<b>29.0</b>
Maryland	317	136	42.9	48	16	33.3	191	89	46.6	261	102	39.1
North Carolina												
Eastern	914	417	45.6	100	63	63.0	373	210	56.3	572	314	54.9
Middle	599	213	35.6	58	14	24.1	253	56	22.1	285	91	31.9
Western	895	595	66.5	73	44	60.3	293	118	40.3	364	171	47.0
South Carolina	1,312	483	36.8	219	75	34.2	566	163	28.8	856	308	36.0
Virginia												
Eastern	1,134	83	7.3	253	6	2.4	905	34	3.8	786	26	3.3
Western	718	291	40.5	134	45	33.6	474	172	36.3	353	106	30.0
West Virginia												
Northern	544	39	7.2	106	16	15.1	403	41	10.2	397	53	13.4
Southern	349	47	13.5	102	1	1.0	196	26	13.3	244	24	9.8

## Rate of Government Sponsored Sentences by Circuit and District (cont.)

CIRCUIT	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>FIFTH CIRCUIT</b>	<b>4,618</b>	<b>1,323</b>	<b>28.6</b>	<b>697</b>	<b>181</b>	<b>26.0</b>	<b>1,682</b>	<b>428</b>	<b>25.4</b>	<b>1,792</b>	<b>379</b>	<b>21.1</b>
Louisiana												
Eastern	350	76	21.7	57	10	17.5	185	35	18.9	252	39	15.5
Middle	62	28	45.2	30	15	50.0	74	32	43.2	78	28	35.9
Western	526	197	37.5	69	15	21.7	191	39	20.4	130	21	16.2
Mississippi												
Northern	306	131	42.8	29	13	44.8	113	55	48.7	92	33	35.9
Southern	400	119	29.8	58	10	17.2	117	14	12.0	109	12	11.0
Texas												
Eastern	999	140	14.0	127	19	15.0	270	30	11.1	302	41	13.6
Northern	432	122	28.2	57	14	24.6	198	42	21.2	143	34	23.8
Southern	787	266	33.8	108	37	34.3	144	51	35.4	127	33	26.0
Western	756	244	32.3	162	48	29.6	390	130	33.3	559	138	24.7
<b>SIXTH CIRCUIT</b>	<b>2,888</b>	<b>1,186</b>	<b>41.1</b>	<b>454</b>	<b>165</b>	<b>36.3</b>	<b>1,628</b>	<b>676</b>	<b>41.5</b>	<b>1,983</b>	<b>755</b>	<b>38.1</b>
Kentucky												
Eastern	260	135	51.9	37	21	56.8	194	120	61.9	169	111	65.7
Western	126	14	11.1	32	7	21.9	113	27	23.9	230	101	43.9
Michigan												
Eastern	494	176	35.6	77	12	15.6	180	50	27.8	277	66	23.8
Western	220	105	47.7	39	9	23.1	167	66	39.5	177	53	29.9
Ohio												
Northern	639	299	46.8	80	31	38.8	360	143	39.7	232	89	38.4
Southern	313	167	53.4	32	17	53.1	238	122	51.3	237	114	48.1
Tennessee												
Eastern	438	151	34.5	102	51	50.0	213	78	36.6	417	119	28.5
Middle	102	39	38.2	18	2	11.1	46	19	41.3	58	27	46.6
Western	296	100	33.8	37	15	40.5	117	51	43.6	186	75	40.3
<b>SEVENTH CIRCUIT</b>	<b>2,363</b>	<b>717</b>	<b>30.3</b>	<b>422</b>	<b>141</b>	<b>33.4</b>	<b>1,185</b>	<b>333</b>	<b>28.1</b>	<b>1,631</b>	<b>473</b>	<b>29.0</b>
Illinois												
Central	499	252	50.5	92	26	28.3	239	82	34.3	409	158	38.6
Northern	259	113	43.6	113	61	54.0	284	110	38.7	326	73	22.4
Southern	716	51	7.1	74	9	12.2	142	9	6.3	194	8	4.1
Indiana												
Northern	478	138	28.9	86	31	36.0	177	66	37.3	219	52	23.7
Southern	143	78	54.5	16	4	25.0	69	19	27.5	124	34	27.4
Wisconsin												
Eastern	190	65	34.2	24	8	33.3	137	38	27.7	245	139	56.7
Western	78	20	25.6	17	2	11.8	137	9	6.6	114	9	7.9
<b>EIGHTH CIRCUIT</b>	<b>2,257</b>	<b>685</b>	<b>30.4</b>	<b>468</b>	<b>105</b>	<b>22.4</b>	<b>1,344</b>	<b>323</b>	<b>24.0</b>	<b>1,634</b>	<b>418</b>	<b>25.6</b>
Arkansas												
Eastern	267	26	9.7	41	4	9.8	76	14	18.4	125	24	19.2
Western	104	32	30.8	21	9	42.9	38	15	39.5	59	23	39.0
Iowa												
Northern	191	73	38.2	56	19	33.9	126	34	27.0	135	29	21.5
Southern	247	97	39.3	28	8	28.6	81	22	27.2	203	79	38.9
Minnesota	280	96	34.3	36	14	38.9	152	65	42.8	214	101	47.2
Missouri												
Eastern	612	165	27.0	139	22	15.8	413	78	18.9	373	72	19.3
Western	244	115	47.1	68	23	33.8	201	58	28.9	191	56	29.3
Nebraska	283	80	28.3	74	6	8.1	224	33	14.7	265	17	6.4
North Dakota	3	0	0.0	0	0	0.0	6	4	66.7	23	10	43.5
South Dakota	26	1	3.8	5	0	0.0	27	0	0.0	46	7	15.2

## Rate of Government Sponsored Sentences by Circuit and District (cont.)

CIRCUIT	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>NINTH CIRCUIT</b>	<b>1,018</b>	<b>233</b>	<b>22.9</b>	<b>166</b>	<b>52</b>	<b>31.3</b>	<b>538</b>	<b>195</b>	<b>36.2</b>	<b>952</b>	<b>293</b>	<b>30.8</b>
Alaska	74	3	4.1	16	4	25.0	42	12	28.6	92	26	28.3
Arizona	113	31	27.4	16	11	68.8	21	13	61.9	21	6	28.6
California												
Central	40	5	12.5	19	2	10.5	70	14	20.0	323	74	22.9
Eastern	122	37	30.3	30	9	30.0	113	40	35.4	103	43	41.7
Northern	72	14	19.4	21	6	28.6	66	22	33.3	163	54	33.1
Southern	34	8	23.5	9	4	44.4	6	2	33.3	32	4	12.5
Guam	1	1	100.0	0	0	0.0	0	0	0.0	0	0	0.0
Hawaii	132	17	12.9	23	9	39.1	26	11	42.3	3	0	0.0
Idaho	1	1	100.0	0	0	0.0	3	1	33.3	8	4	50.0
Montana	14	1	7.1	1	0	0.0	9	5	55.6	3	2	66.7
Nevada	176	34	19.3	11	2	18.2	42	15	35.7	37	5	13.5
Northern Mariana Islands	0	0	0.0	0	0	0.0	0	0	0.0	0	0	0.0
Oregon	66	24	36.4	6	3	50.0	20	8	40.0	41	23	56.1
Washington												
Eastern	95	23	24.2	9	1	11.1	40	13	32.5	38	13	34.2
Western	78	34	43.6	5	1	20.0	80	39	48.8	88	39	44.3
<b>TENTH CIRCUIT</b>	<b>1,048</b>	<b>308</b>	<b>29.4</b>	<b>198</b>	<b>74</b>	<b>37.4</b>	<b>445</b>	<b>153</b>	<b>34.4</b>	<b>552</b>	<b>200</b>	<b>36.2</b>
Colorado	219	127	58.0	51	33	64.7	83	53	63.9	69	47	68.1
Kansas	299	72	24.1	65	15	23.1	172	57	33.1	245	97	39.6
New Mexico	257	50	19.5	46	13	28.3	59	14	23.7	72	24	33.3
Oklahoma												
Eastern	35	5	14.3	6	2	33.3	10	3	30.0	25	4	16.0
Northern	39	9	23.1	4	1	25.0	44	8	18.2	26	2	7.7
Western	177	39	22.0	15	8	53.3	54	9	16.7	88	21	23.9
Utah	9	1	11.1	10	2	20.0	12	3	25.0	14	3	21.4
Wyoming	13	5	38.5	1	0	0.0	11	6	54.5	13	2	15.4
<b>ELEVENTH CIRCUIT</b>	<b>5,121</b>	<b>1,990</b>	<b>38.9</b>	<b>712</b>	<b>259</b>	<b>36.4</b>	<b>1,875</b>	<b>525</b>	<b>28.0</b>	<b>2,056</b>	<b>574</b>	<b>27.9</b>
Alabama												
Middle	260	156	60.0	22	13	59.1	53	29	54.7	120	58	48.3
Northern	390	179	45.9	47	21	44.7	118	51	43.2	158	58	36.7
Southern	546	298	54.6	55	13	23.6	178	59	33.1	247	89	36.0
Florida												
Middle	1,434	593	41.4	265	80	30.2	563	163	29.0	547	142	26.0
Northern	563	242	43.0	80	51	63.8	168	67	39.9	160	60	37.5
Southern	783	136	17.4	108	19	17.6	394	55	14.0	398	52	13.1
Georgia												
Middle	512	189	36.9	79	43	54.4	231	71	30.7	177	47	26.6
Northern	255	70	27.5	25	4	16.0	52	12	23.1	33	8	24.2
Southern	378	127	33.6	31	15	48.4	118	18	15.3	216	60	27.8

Cases missing information necessary to determine sentence position relative to the guideline range were excluded from the analysis.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.



**Rate of §5K1.1 Substantial Assistance Sentences by Circuit and District**  
**Crack Cocaine Trafficking Offenses**  
*Koon* Period through *Gall* Period

CIRCUIT District	<i>Koon</i> Period (6/13/96 - 04/30/03)			PROTECT Act Period (5/1/03 - 6/24/04)			<i>Booker</i> Period (1/12/05 - 12/10/07)			<i>Gall</i> Period (12/11/07-9/30/11)		
	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>TOTAL</b>	<b>31,390</b>	<b>10,733</b>	<b>34.2</b>	<b>5,329</b>	<b>1,645</b>	<b>30.9</b>	<b>15,556</b>	<b>4,354</b>	<b>28.0</b>	<b>18,938</b>	<b>4,902</b>	<b>25.9</b>
<b>D.C. CIRCUIT</b>	<b>645</b>	<b>232</b>	<b>36.0</b>	<b>124</b>	<b>65</b>	<b>52.4</b>	<b>273</b>	<b>95</b>	<b>34.8</b>	<b>224</b>	<b>85</b>	<b>37.9</b>
District of Columbia	645	232	36.0	124	65	52.4	273	95	34.8	224	85	37.9
<b>FIRST CIRCUIT</b>	<b>1,013</b>	<b>333</b>	<b>32.9</b>	<b>211</b>	<b>60</b>	<b>28.4</b>	<b>611</b>	<b>102</b>	<b>16.7</b>	<b>1,120</b>	<b>133</b>	<b>11.9</b>
Maine	97	53	54.6	43	27	62.8	64	26	40.6	77	41	53.2
Massachusetts	416	130	31.3	61	6	9.8	193	27	14.0	293	25	8.5
New Hampshire	289	137	47.4	62	24	38.7	131	44	33.6	131	39	29.8
Puerto Rico	97	4	4.1	23	1	4.3	150	2	1.3	549	24	4.4
Rhode Island	114	9	7.9	22	2	9.1	73	3	4.1	70	4	5.7
<b>SECOND CIRCUIT</b>	<b>2,184</b>	<b>787</b>	<b>36.0</b>	<b>426</b>	<b>130</b>	<b>30.5</b>	<b>1,307</b>	<b>441</b>	<b>33.7</b>	<b>1,610</b>	<b>488</b>	<b>30.3</b>
Connecticut	262	55	21.0	90	21	23.3	248	81	32.7	314	68	21.7
New York												
Eastern	319	120	37.6	70	16	22.9	220	64	29.1	314	98	31.2
Northern	432	254	58.8	50	23	46.0	170	86	50.6	235	99	42.1
Southern	765	166	21.7	104	20	19.2	384	75	19.5	404	61	15.1
Western	321	152	47.4	72	32	44.4	220	98	44.5	268	135	50.4
Vermont	85	40	47.1	40	18	45.0	65	37	56.9	75	27	36.0
<b>THIRD CIRCUIT</b>	<b>1,453</b>	<b>657</b>	<b>45.2</b>	<b>358</b>	<b>177</b>	<b>49.4</b>	<b>1,014</b>	<b>435</b>	<b>42.9</b>	<b>1,266</b>	<b>433</b>	<b>34.2</b>
Delaware	59	25	42.4	9	6	66.7	32	4	12.5	47	11	23.4
New Jersey	209	85	40.7	34	18	52.9	167	90	53.9	208	70	33.7
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Middle	288	135	46.9	112	55	49.1	385	190	49.4	361	133	36.8
Western	279	92	33.0	35	9	25.7	165	16	9.7	270	49	18.1
Virgin Islands	44	3	6.8	9	4	44.4	3	1	33.3	28	6	21.4
<b>FOURTH CIRCUIT</b>	<b>6,782</b>	<b>2,301</b>	<b>33.9</b>	<b>1,093</b>	<b>276</b>	<b>25.3</b>	<b>3,654</b>	<b>884</b>	<b>24.2</b>	<b>4,118</b>	<b>1,112</b>	<b>27.0</b>
Maryland	317	136	42.9	48	16	33.3	191	82	42.9	261	77	29.5
North Carolina												
Eastern	914	417	45.6	100	62	62.0	373	210	56.3	572	313	54.7
Middle	599	213	35.6	58	14	24.1	253	55	21.7	285	89	31.2
Western	895	594	66.4	73	44	60.3	293	115	39.2	364	167	45.9
South Carolina	1,312	483	36.8	219	75	34.2	566	158	27.9	856	283	33.1
Virginia												
Eastern	1,134	83	7.3	253	5	2.0	905	34	3.8	786	19	2.4
Western	718	289	40.3	134	43	32.1	474	165	34.8	353	94	26.6
West Virginia												
Northern	544	39	7.2	106	16	15.1	403	39	9.7	397	47	11.8
Southern	349	47	13.5	102	1	1.0	196	26	13.3	244	23	9.4

**Rate of §5K1.1 Substantial Assistance Sentences by Circuit and District (cont.)**

CIRCUIT District	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
	<b>Total</b>	<b>N</b>	<b>%</b>	<b>Total</b>	<b>N</b>	<b>%</b>	<b>Total</b>	<b>N</b>	<b>%</b>	<b>Total</b>	<b>N</b>	<b>%</b>
<b>FIFTH CIRCUIT</b>	<b>4,618</b>	<b>1,314</b>	<b>28.5</b>	<b>697</b>	<b>170</b>	<b>24.4</b>	<b>1,682</b>	<b>397</b>	<b>23.6</b>	<b>1,792</b>	<b>344</b>	<b>19.2</b>
Louisiana												
Eastern	350	74	21.1	57	8	14.0	185	34	18.4	252	36	14.3
Middle	62	28	45.2	30	13	43.3	74	32	43.2	78	28	35.9
Western	526	197	37.5	69	15	21.7	191	39	20.4	130	21	16.2
Mississippi												
Northern	306	128	41.8	29	11	37.9	113	37	32.7	92	33	35.9
Southern	400	119	29.8	58	10	17.2	117	13	11.1	109	12	11.0
Texas												
Eastern	999	140	14.0	127	18	14.2	270	24	8.9	302	25	8.3
Northern	432	122	28.2	57	14	24.6	198	40	20.2	143	32	22.4
Southern	787	266	33.8	108	37	34.3	144	49	34.0	127	33	26.0
Western	756	240	31.7	162	44	27.2	390	129	33.1	559	124	22.2
<b>SIXTH CIRCUIT</b>	<b>2,888</b>	<b>1,186</b>	<b>41.1</b>	<b>454</b>	<b>165</b>	<b>36.3</b>	<b>1,628</b>	<b>639</b>	<b>39.3</b>	<b>1,983</b>	<b>675</b>	<b>34.0</b>
Kentucky												
Eastern	260	135	51.9	37	21	56.8	194	120	61.9	169	109	64.5
Western	126	14	11.1	32	7	21.9	113	23	20.4	230	74	32.2
Michigan												
Eastern	494	176	35.6	77	12	15.6	180	46	25.6	277	59	21.3
Western	220	105	47.7	39	9	23.1	167	65	38.9	177	53	29.9
Ohio												
Northern	639	299	46.8	80	31	38.8	360	132	36.7	232	78	33.6
Southern	313	167	53.4	32	17	53.1	238	117	49.2	237	99	41.8
Tennessee												
Eastern	438	151	34.5	102	51	50.0	213	77	36.2	417	118	28.3
Middle	102	39	38.2	18	2	11.1	46	16	34.8	58	21	36.2
Western	296	100	33.8	37	15	40.5	117	43	36.8	186	64	34.4
<b>SEVENTH CIRCUIT</b>	<b>2,363</b>	<b>715</b>	<b>30.3</b>	<b>422</b>	<b>138</b>	<b>32.7</b>	<b>1,185</b>	<b>319</b>	<b>26.9</b>	<b>1,631</b>	<b>414</b>	<b>25.4</b>
Illinois												
Central	499	252	50.5	92	26	28.3	239	80	33.5	409	154	37.7
Northern	259	113	43.6	113	59	52.2	284	103	36.3	326	72	22.1
Southern	716	51	7.1	74	9	12.2	142	9	6.3	194	7	3.6
Indiana												
Northern	478	137	28.7	86	30	34.9	177	65	36.7	219	42	19.2
Southern	143	77	53.8	16	4	25.0	69	16	23.2	124	19	15.3
Wisconsin												
Eastern	190	65	34.2	24	8	33.3	137	37	27.0	245	111	45.3
Western	78	20	25.6	17	2	11.8	137	9	6.6	114	9	7.9
<b>EIGHTH CIRCUIT</b>	<b>2,257</b>	<b>682</b>	<b>30.2</b>	<b>468</b>	<b>96</b>	<b>20.5</b>	<b>1,344</b>	<b>285</b>	<b>21.2</b>	<b>1,634</b>	<b>373</b>	<b>22.8</b>
Arkansas												
Eastern	267	26	9.7	41	4	9.8	76	14	18.4	125	21	16.8
Western	104	32	30.8	21	9	42.9	38	15	39.5	59	23	39.0
Iowa												
Northern	191	73	38.2	56	19	33.9	126	34	27.0	135	27	20.0
Southern	247	97	39.3	28	8	28.6	81	21	25.9	203	72	35.5
Minnesota	280	96	34.3	36	13	36.1	152	60	39.5	214	101	47.2
Missouri												
Eastern	612	165	27.0	139	20	14.4	413	72	17.4	373	63	16.9
Western	244	115	47.1	68	23	33.8	201	58	28.9	191	46	24.1
Nebraska	283	77	27.2	74	0	0.0	224	8	3.6	265	10	3.8
North Dakota	3	0	0.0	0	0	0.0	6	3	50.0	23	10	43.5
South Dakota	26	1	3.8	5	0	0.0	27	0	0.0	46	0	0.0

## Rate of §5K1.1 Substantial Assistance Sentences by Circuit and District (cont.)

CIRCUIT District	<i>Koon</i> Period (6/13/96 - 04/30/03)			PROTECT Act Period (5/1/03 - 6/24/04)			<i>Booker</i> Period (1/12/05 - 12/10/07)			<i>Gall</i> Period (12/11/07-9/30/11)		
	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>NINTH CIRCUIT</b>	<b>1,018</b>	<b>230</b>	<b>22.6</b>	<b>166</b>	<b>41</b>	<b>24.7</b>	<b>538</b>	<b>117</b>	<b>21.7</b>	<b>952</b>	<b>150</b>	<b>15.8</b>
Alaska	74	3	4.1	16	4	25.0	42	10	23.8	92	14	15.2
Arizona	113	31	27.4	16	4	25.0	21	5	23.8	21	4	19.0
California												
Central	40	5	12.5	19	2	10.5	70	10	14.3	323	36	11.1
Eastern	122	37	30.3	30	9	30.0	113	31	27.4	103	35	34.0
Northern	72	13	18.1	21	5	23.8	66	11	16.7	163	14	8.6
Southern	34	7	20.6	9	1	11.1	6	2	33.3	32	4	12.5
Guam	1	1	100.0	0	0	0.0	0	0	0.0	0	0	0.0
Hawaii	132	17	12.9	23	9	39.1	26	11	42.3	3	0	0.0
Idaho	1	1	100.0	0	0	0.0	3	1	33.3	8	4	50.0
Montana	14	1	7.1	1	0	0.0	9	5	55.6	3	2	66.7
Nevada	176	33	18.8	11	2	18.2	42	6	14.3	37	2	5.4
Northern Mariana Islands	0	0	0.0	0	0	0.0	0	0	0.0	0	0	0.0
Oregon	66	24	36.4	6	3	50.0	20	4	20.0	41	13	31.7
Washington												
Eastern	95	23	24.2	9	1	11.1	40	8	20.0	38	5	13.2
Western	78	34	43.6	5	1	20.0	80	13	16.3	88	17	19.3
<b>TENTH CIRCUIT</b>	<b>1,048</b>	<b>306</b>	<b>29.2</b>	<b>198</b>	<b>68</b>	<b>34.3</b>	<b>445</b>	<b>124</b>	<b>27.9</b>	<b>552</b>	<b>159</b>	<b>28.8</b>
Colorado	219	127	58.0	51	33	64.7	83	52	62.7	69	46	66.7
Kansas	299	72	24.1	65	15	23.1	172	44	25.6	245	72	29.4
New Mexico	257	49	19.1	46	9	19.6	59	5	8.5	72	12	16.7
Oklahoma												
Eastern	35	4	11.4	6	0	0.0	10	3	30.0	25	4	16.0
Northern	39	9	23.1	4	1	25.0	44	8	18.2	26	2	7.7
Western	177	39	22.0	15	8	53.3	54	8	14.8	88	21	23.9
Utah	9	1	11.1	10	2	20.0	12	2	16.7	14	1	7.1
Wyoming	13	5	38.5	1	0	0.0	11	2	18.2	13	1	7.7
<b>ELEVENTH CIRCUIT</b>	<b>5,121</b>	<b>1,990</b>	<b>38.9</b>	<b>712</b>	<b>259</b>	<b>36.4</b>	<b>1,875</b>	<b>516</b>	<b>27.5</b>	<b>2,056</b>	<b>536</b>	<b>26.1</b>
Alabama												
Middle	260	156	60.0	22	13	59.1	53	29	54.7	120	56	46.7
Northern	390	179	45.9	47	21	44.7	118	51	43.2	158	58	36.7
Southern	546	298	54.6	55	13	23.6	178	58	32.6	247	89	36.0
Florida												
Middle	1,434	593	41.4	265	80	30.2	563	161	28.6	547	135	24.7
Northern	563	242	43.0	80	51	63.8	168	67	39.9	160	60	37.5
Southern	783	136	17.4	108	19	17.6	394	52	13.2	398	33	8.3
Georgia												
Middle	512	189	36.9	79	43	54.4	231	70	30.3	177	44	24.9
Northern	255	70	27.5	25	4	16.0	52	10	19.2	33	2	6.1
Southern	378	127	33.6	31	15	48.4	118	18	15.3	216	59	27.3

Cases missing information necessary to determine sentence position relative to the guideline range were excluded from the analysis.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Rate of §5K3.1 Early Disposition Program Sentences by Circuit and District**  
**Crack Cocaine Trafficking Offenses**  
*Koon* Period through *Gall* Period

CIRCUIT District	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>TOTAL</b>	<b>31,390</b>	<b>n/a</b>	<b>n/a</b>	<b>5,329</b>	<b>3</b>	<b>0.1</b>	<b>15,556</b>	<b>8</b>	<b>0.1</b>	<b>18,938</b>	<b>3</b>	<b>0.0</b>
<b>D.C. CIRCUIT</b>	<b>645</b>	<b>n/a</b>	<b>n/a</b>	<b>124</b>	<b>0</b>	<b>0.0</b>	<b>273</b>	<b>0</b>	<b>0.0</b>	<b>224</b>	<b>0</b>	<b>0.0</b>
District of Columbia	645	n/a	n/a	124	0	0.0	273	0	0.0	224	0	0.0
<b>FIRST CIRCUIT</b>	<b>1,013</b>	<b>n/a</b>	<b>n/a</b>	<b>211</b>	<b>0</b>	<b>0.0</b>	<b>611</b>	<b>0</b>	<b>0.0</b>	<b>1,120</b>	<b>0</b>	<b>0.0</b>
Maine	97	n/a	n/a	43	0	0.0	64	0	0.0	77	0	0.0
Massachusetts	416	n/a	n/a	61	0	0.0	193	0	0.0	293	0	0.0
New Hampshire	289	n/a	n/a	62	0	0.0	131	0	0.0	131	0	0.0
Puerto Rico	97	n/a	n/a	23	0	0.0	150	0	0.0	549	0	0.0
Rhode Island	114	n/a	n/a	22	0	0.0	73	0	0.0	70	0	0.0
<b>SECOND CIRCUIT</b>	<b>2,184</b>	<b>n/a</b>	<b>n/a</b>	<b>426</b>	<b>0</b>	<b>0.0</b>	<b>1,307</b>	<b>0</b>	<b>0.0</b>	<b>1,610</b>	<b>0</b>	<b>0.0</b>
Connecticut	262	n/a	n/a	90	0	0.0	248	0	0.0	314	0	0.0
New York												
Eastern	319	n/a	n/a	70	0	0.0	220	0	0.0	314	0	0.0
Northern	432	n/a	n/a	50	0	0.0	170	0	0.0	235	0	0.0
Southern	765	n/a	n/a	104	0	0.0	384	0	0.0	404	0	0.0
Western	321	n/a	n/a	72	0	0.0	220	0	0.0	268	0	0.0
Vermont	85	n/a	n/a	40	0	0.0	65	0	0.0	75	0	0.0
<b>THIRD CIRCUIT</b>	<b>1,453</b>	<b>n/a</b>	<b>n/a</b>	<b>358</b>	<b>1</b>	<b>0.3</b>	<b>1,014</b>	<b>0</b>	<b>0.0</b>	<b>1,266</b>	<b>0</b>	<b>0.0</b>
Delaware	59	n/a	n/a	9	0	0.0	32	0	0.0	47	0	0.0
New Jersey	209	n/a	n/a	34	0	0.0	167	0	0.0	208	0	0.0
Pennsylvania												
Eastern	574	n/a	n/a	159	0	0.0	262	0	0.0	352	0	0.0
Middle	288	n/a	n/a	112	1	0.9	385	0	0.0	361	0	0.0
Western	279	n/a	n/a	35	0	0.0	165	0	0.0	270	0	0.0
Virgin Islands	44	n/a	n/a	9	0	0.0	3	0	0.0	28	0	0.0
<b>FOURTH CIRCUIT</b>	<b>6,782</b>	<b>n/a</b>	<b>n/a</b>	<b>1,093</b>	<b>0</b>	<b>0.0</b>	<b>3,654</b>	<b>0</b>	<b>0.0</b>	<b>4,118</b>	<b>0</b>	<b>0.0</b>
Maryland	317	n/a	n/a	48	0	0.0	191	0	0.0	261	0	0.0
North Carolina												
Eastern	914	n/a	n/a	100	0	0.0	373	0	0.0	572	0	0.0
Middle	599	n/a	n/a	58	0	0.0	253	0	0.0	285	0	0.0
Western	895	n/a	n/a	73	0	0.0	293	0	0.0	364	0	0.0
South Carolina	1,312	n/a	n/a	219	0	0.0	566	0	0.0	856	0	0.0
Virginia												
Eastern	1,134	n/a	n/a	253	0	0.0	905	0	0.0	786	0	0.0
Western	718	n/a	n/a	134	0	0.0	474	0	0.0	353	0	0.0
West Virginia												
Northern	544	n/a	n/a	106	0	0.0	403	0	0.0	397	0	0.0
Southern	349	n/a	n/a	102	0	0.0	196	0	0.0	244	0	0.0

## Rate of §5K3.1 Early Disposition Program Sentences by Circuit and District (cont.)

CIRCUIT District	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>FIFTH CIRCUIT</b>	<b>4,618</b>	<b>n/a</b>	<b>n/a</b>	<b>697</b>	<b>0</b>	<b>0.0</b>	<b>1,682</b>	<b>0</b>	<b>0.0</b>	<b>1,792</b>	<b>1</b>	<b>0.1</b>
Louisiana												
Eastern	350	n/a	n/a	57	0	0.0	185	0	0.0	252	0	0.0
Middle	62	n/a	n/a	30	0	0.0	74	0	0.0	78	0	0.0
Western	526	n/a	n/a	69	0	0.0	191	0	0.0	130	0	0.0
Mississippi												
Northern	306	n/a	n/a	29	0	0.0	113	0	0.0	92	0	0.0
Southern	400	n/a	n/a	58	0	0.0	117	0	0.0	109	0	0.0
Texas												
Eastern	999	n/a	n/a	127	0	0.0	270	0	0.0	302	0	0.0
Northern	432	n/a	n/a	57	0	0.0	198	0	0.0	143	0	0.0
Southern	787	n/a	n/a	108	0	0.0	144	0	0.0	127	0	0.0
Western	756	n/a	n/a	162	0	0.0	390	0	0.0	559	1	0.2
<b>SIXTH CIRCUIT</b>	<b>2,888</b>	<b>n/a</b>	<b>n/a</b>	<b>454</b>	<b>0</b>	<b>0.0</b>	<b>1,628</b>	<b>0</b>	<b>0.0</b>	<b>1,983</b>	<b>0</b>	<b>0.0</b>
Kentucky												
Eastern	260	n/a	n/a	37	0	0.0	194	0	0.0	169	0	0.0
Western	126	n/a	n/a	32	0	0.0	113	0	0.0	230	0	0.0
Michigan												
Eastern	494	n/a	n/a	77	0	0.0	180	0	0.0	277	0	0.0
Western	220	n/a	n/a	39	0	0.0	167	0	0.0	177	0	0.0
Ohio												
Northern	639	n/a	n/a	80	0	0.0	360	0	0.0	232	0	0.0
Southern	313	n/a	n/a	32	0	0.0	238	0	0.0	237	0	0.0
Tennessee												
Eastern	438	n/a	n/a	102	0	0.0	213	0	0.0	417	0	0.0
Middle	102	n/a	n/a	18	0	0.0	46	0	0.0	58	0	0.0
Western	296	n/a	n/a	37	0	0.0	117	0	0.0	186	0	0.0
<b>SEVENTH CIRCUIT</b>	<b>2,363</b>	<b>n/a</b>	<b>n/a</b>	<b>422</b>	<b>0</b>	<b>0.0</b>	<b>1,185</b>	<b>0</b>	<b>0.0</b>	<b>1,631</b>	<b>0</b>	<b>0.0</b>
Illinois												
Central	499	n/a	n/a	92	0	0.0	239	0	0.0	409	0	0.0
Northern	259	n/a	n/a	113	0	0.0	284	0	0.0	326	0	0.0
Southern	716	n/a	n/a	74	0	0.0	142	0	0.0	194	0	0.0
Indiana												
Northern	478	n/a	n/a	86	0	0.0	177	0	0.0	219	0	0.0
Southern	143	n/a	n/a	16	0	0.0	69	0	0.0	124	0	0.0
Wisconsin												
Eastern	190	n/a	n/a	24	0	0.0	137	0	0.0	245	0	0.0
Western	78	n/a	n/a	17	0	0.0	137	0	0.0	114	0	0.0
<b>EIGHTH CIRCUIT</b>	<b>2,257</b>	<b>n/a</b>	<b>n/a</b>	<b>468</b>	<b>0</b>	<b>0.0</b>	<b>1,344</b>	<b>2</b>	<b>0.1</b>	<b>1,634</b>	<b>0</b>	<b>0.0</b>
Arkansas												
Eastern	267	n/a	n/a	41	0	0.0	76	0	0.0	125	0	0.0
Western	104	n/a	n/a	21	0	0.0	38	0	0.0	59	0	0.0
Iowa												
Northern	191	n/a	n/a	56	0	0.0	126	0	0.0	135	0	0.0
Southern	247	n/a	n/a	28	0	0.0	81	0	0.0	203	0	0.0
Minnesota	280	n/a	n/a	36	0	0.0	152	0	0.0	214	0	0.0
Missouri												
Eastern	612	n/a	n/a	139	0	0.0	413	0	0.0	373	0	0.0
Western	244	n/a	n/a	68	0	0.0	201	0	0.0	191	0	0.0
Nebraska	283	n/a	n/a	74	0	0.0	224	2	0.9	265	0	0.0
North Dakota	3	n/a	n/a	0	0	0.0	6	0	0.0	23	0	0.0
South Dakota	26	n/a	n/a	5	0	0.0	27	0	0.0	46	0	0.0

**Rate of §5K3.1 Early Disposition Program Sentences by Circuit and District (cont.)**

CIRCUIT	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>NINTH CIRCUIT</b>	<b>1,018</b>	<b>n/a</b>	<b>n/a</b>	<b>166</b>	<b>2</b>	<b>1.2</b>	<b>538</b>	<b>5</b>	<b>0.9</b>	<b>952</b>	<b>2</b>	<b>0.2</b>
Alaska	74	n/a	n/a	16	0	0.0	42	0	0.0	92	0	0.0
Arizona	113	n/a	n/a	16	2	12.5	21	4	19.0	21	1	4.8
California												
Central	40	n/a	n/a	19	0	0.0	70	0	0.0	323	0	0.0
Eastern	122	n/a	n/a	30	0	0.0	113	0	0.0	103	1	1.0
Northern	72	n/a	n/a	21	0	0.0	66	1	1.5	163	0	0.0
Southern	34	n/a	n/a	9	0	0.0	6	0	0.0	32	0	0.0
Guam	1	n/a	n/a	0	0	0.0	0	0	0.0	0	0	0.0
Hawaii	132	n/a	n/a	23	0	0.0	26	0	0.0	3	0	0.0
Idaho	1	n/a	n/a	0	0	0.0	3	0	0.0	8	0	0.0
Montana	14	n/a	n/a	1	0	0.0	9	0	0.0	3	0	0.0
Nevada	176	n/a	n/a	11	0	0.0	42	0	0.0	37	0	0.0
Northern Mariana Islands	0	n/a	n/a	0	0	0.0	0	0	0.0	0	0	0.0
Oregon	66	n/a	n/a	6	0	0.0	20	0	0.0	41	0	0.0
Washington												
Eastern	95	n/a	n/a	9	0	0.0	40	0	0.0	38	0	0.0
Western	78	n/a	n/a	5	0	0.0	80	0	0.0	88	0	0.0
<b>TENTH CIRCUIT</b>	<b>1,048</b>	<b>n/a</b>	<b>n/a</b>	<b>198</b>	<b>0</b>	<b>0.0</b>	<b>445</b>	<b>1</b>	<b>0.2</b>	<b>552</b>	<b>0</b>	<b>0.0</b>
Colorado	219	n/a	n/a	51	0	0.0	83	0	0.0	69	0	0.0
Kansas	299	n/a	n/a	65	0	0.0	172	0	0.0	245	0	0.0
New Mexico	257	n/a	n/a	46	0	0.0	59	1	1.7	72	0	0.0
Oklahoma												
Eastern	35	n/a	n/a	6	0	0.0	10	0	0.0	25	0	0.0
Northern	39	n/a	n/a	4	0	0.0	44	0	0.0	26	0	0.0
Western	177	n/a	n/a	15	0	0.0	54	0	0.0	88	0	0.0
Utah	9	n/a	n/a	10	0	0.0	12	0	0.0	14	0	0.0
Wyoming	13	n/a	n/a	1	0	0.0	11	0	0.0	13	0	0.0
<b>ELEVENTH CIRCUIT</b>	<b>5,121</b>	<b>n/a</b>	<b>n/a</b>	<b>712</b>	<b>0</b>	<b>0.0</b>	<b>1,875</b>	<b>0</b>	<b>0.0</b>	<b>2,056</b>	<b>0</b>	<b>0.0</b>
Alabama												
Middle	260	n/a	n/a	22	0	0.0	53	0	0.0	120	0	0.0
Northern	390	n/a	n/a	47	0	0.0	118	0	0.0	158	0	0.0
Southern	546	n/a	n/a	55	0	0.0	178	0	0.0	247	0	0.0
Florida												
Middle	1,434	n/a	n/a	265	0	0.0	563	0	0.0	547	0	0.0
Northern	563	n/a	n/a	80	0	0.0	168	0	0.0	160	0	0.0
Southern	783	n/a	n/a	108	0	0.0	394	0	0.0	398	0	0.0
Georgia												
Middle	512	n/a	n/a	79	0	0.0	231	0	0.0	177	0	0.0
Northern	255	n/a	n/a	25	0	0.0	52	0	0.0	33	0	0.0
Southern	378	n/a	n/a	31	0	0.0	118	0	0.0	216	0	0.0

Cases missing information necessary to determine sentence position relative to the guideline range were excluded from the analysis.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.



**Rate of Other Government Sponsored Below Range Sentences by Circuit and District**  
**Crack Cocaine Trafficking Offenses**  
*Koon* Period through *Gall* Period

CIRCUIT District	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>TOTAL</b>	<b>31,390</b>	<b>n/a</b>	<b>n/a</b>	<b>5,329</b>	<b>61</b>	<b>1.1</b>	<b>15,556</b>	<b>385</b>	<b>2.5</b>	<b>18,938</b>	<b>733</b>	<b>3.9</b>
<b>D.C. CIRCUIT</b>	<b>645</b>	<b>n/a</b>	<b>n/a</b>	<b>124</b>	<b>6</b>	<b>4.8</b>	<b>273</b>	<b>41</b>	<b>15.0</b>	<b>224</b>	<b>33</b>	<b>14.7</b>
District of Columbia	645	n/a	n/a	124	6	4.8	273	41	15.0	224	33	14.7
<b>FIRST CIRCUIT</b>	<b>1,013</b>	<b>n/a</b>	<b>n/a</b>	<b>211</b>	<b>1</b>	<b>0.5</b>	<b>611</b>	<b>27</b>	<b>4.4</b>	<b>1,120</b>	<b>88</b>	<b>7.9</b>
Maine	97	n/a	n/a	43	0	0.0	64	0	0.0	77	0	0.0
Massachusetts	416	n/a	n/a	61	1	1.6	193	11	5.7	293	50	17.1
New Hampshire	289	n/a	n/a	62	0	0.0	131	12	9.2	131	13	9.9
Puerto Rico	97	n/a	n/a	23	0	0.0	150	1	0.7	549	25	4.6
Rhode Island	114	n/a	n/a	22	0	0.0	73	3	4.1	70	0	0.0
<b>SECOND CIRCUIT</b>	<b>2,184</b>	<b>n/a</b>	<b>n/a</b>	<b>426</b>	<b>9</b>	<b>2.1</b>	<b>1,307</b>	<b>29</b>	<b>2.2</b>	<b>1,610</b>	<b>43</b>	<b>2.7</b>
Connecticut	262	n/a	n/a	90	4	4.4	248	2	0.8	314	13	4.1
New York												
Eastern	319	n/a	n/a	70	3	4.3	220	13	5.9	314	6	1.9
Northern	432	n/a	n/a	50	1	2.0	170	2	1.2	235	2	0.9
Southern	765	n/a	n/a	104	0	0.0	384	4	1.0	404	9	2.2
Western	321	n/a	n/a	72	1	1.4	220	6	2.7	268	6	2.2
Vermont	85	n/a	n/a	40	0	0.0	65	2	3.1	75	7	9.3
<b>THIRD CIRCUIT</b>	<b>1,453</b>	<b>n/a</b>	<b>n/a</b>	<b>358</b>	<b>3</b>	<b>0.8</b>	<b>1,014</b>	<b>35</b>	<b>3.5</b>	<b>1,266</b>	<b>48</b>	<b>3.8</b>
Delaware	59	n/a	n/a	9	0	0.0	32	1	3.1	47	0	0.0
New Jersey	209	n/a	n/a	34	1	2.9	167	2	1.2	208	4	1.9
Pennsylvania												
Eastern	574	n/a	n/a	159	2	1.3	262	11	4.2	352	16	4.5
Middle	288	n/a	n/a	112	0	0.0	385	21	5.5	361	23	6.4
Western	279	n/a	n/a	35	0	0.0	165	0	0.0	270	4	1.5
Virgin Islands	44	n/a	n/a	9	0	0.0	3	0	0.0	28	1	3.6
<b>FOURTH CIRCUIT</b>	<b>6,782</b>	<b>n/a</b>	<b>n/a</b>	<b>1,093</b>	<b>4</b>	<b>0.4</b>	<b>3,654</b>	<b>25</b>	<b>0.7</b>	<b>4,118</b>	<b>83</b>	<b>2.0</b>
Maryland	317	n/a	n/a	48	0	0.0	191	7	3.7	261	25	9.6
North Carolina												
Eastern	914	n/a	n/a	100	1	1.0	373	0	0.0	572	1	0.2
Middle	599	n/a	n/a	58	0	0.0	253	1	0.4	285	2	0.7
Western	895	n/a	n/a	73	0	0.0	293	3	1.0	364	4	1.1
South Carolina	1,312	n/a	n/a	219	0	0.0	566	5	0.9	856	25	2.9
Virginia												
Eastern	1,134	n/a	n/a	253	1	0.4	905	0	0.0	786	7	0.9
Western	718	n/a	n/a	134	2	1.5	474	7	1.5	353	12	3.4
West Virginia												
Northern	544	n/a	n/a	106	0	0.0	403	2	0.5	397	6	1.5
Southern	349	n/a	n/a	102	0	0.0	196	0	0.0	244	1	0.4

## Rate of Other Government Sponsored Below Range Sentences by Circuit and District (cont.)

CIRCUIT District	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>FIFTH CIRCUIT</b>	<b>4,618</b>	<b>n/a</b>	<b>n/a</b>	<b>697</b>	<b>11</b>	<b>1.6</b>	<b>1,682</b>	<b>31</b>	<b>1.8</b>	<b>1,792</b>	<b>34</b>	<b>1.9</b>
Louisiana												
Eastern	350	n/a	n/a	57	2	3.5	185	1	0.5	252	3	1.2
Middle	62	n/a	n/a	30	2	6.7	74	0	0.0	78	0	0.0
Western	526	n/a	n/a	69	0	0.0	191	0	0.0	130	0	0.0
Mississippi												
Northern	306	n/a	n/a	29	2	6.9	113	18	15.9	92	0	0.0
Southern	400	n/a	n/a	58	0	0.0	117	1	0.9	109	0	0.0
Texas												
Eastern	999	n/a	n/a	127	1	0.8	270	6	2.2	302	16	5.3
Northern	432	n/a	n/a	57	0	0.0	198	2	1.0	143	2	1.4
Southern	787	n/a	n/a	108	0	0.0	144	2	1.4	127	0	0.0
Western	756	n/a	n/a	162	4	2.5	390	1	0.3	559	13	2.3
<b>SIXTH CIRCUIT</b>	<b>2,888</b>	<b>n/a</b>	<b>n/a</b>	<b>454</b>	<b>0</b>	<b>0.0</b>	<b>1,628</b>	<b>37</b>	<b>2.3</b>	<b>1,983</b>	<b>80</b>	<b>4.0</b>
Kentucky												
Eastern	260	n/a	n/a	37	0	0.0	194	0	0.0	169	2	1.2
Western	126	n/a	n/a	32	0	0.0	113	4	3.5	230	27	11.7
Michigan												
Eastern	494	n/a	n/a	77	0	0.0	180	4	2.2	277	7	2.5
Western	220	n/a	n/a	39	0	0.0	167	1	0.6	177	0	0.0
Ohio												
Northern	639	n/a	n/a	80	0	0.0	360	11	3.1	232	11	4.7
Southern	313	n/a	n/a	32	0	0.0	238	5	2.1	237	15	6.3
Tennessee												
Eastern	438	n/a	n/a	102	0	0.0	213	1	0.5	417	1	0.2
Middle	102	n/a	n/a	18	0	0.0	46	3	6.5	58	6	10.3
Western	296	n/a	n/a	37	0	0.0	117	8	6.8	186	11	5.9
<b>SEVENTH CIRCUIT</b>	<b>2,363</b>	<b>n/a</b>	<b>n/a</b>	<b>422</b>	<b>3</b>	<b>0.7</b>	<b>1,185</b>	<b>14</b>	<b>1.2</b>	<b>1,631</b>	<b>59</b>	<b>3.6</b>
Illinois												
Central	499	n/a	n/a	92	0	0.0	239	2	0.8	409	4	1.0
Northern	259	n/a	n/a	113	2	1.8	284	7	2.5	326	1	0.3
Southern	716	n/a	n/a	74	0	0.0	142	0	0.0	194	1	0.5
Indiana												
Northern	478	n/a	n/a	86	1	1.2	177	1	0.6	219	10	4.6
Southern	143	n/a	n/a	16	0	0.0	69	3	4.3	124	15	12.1
Wisconsin												
Eastern	190	n/a	n/a	24	0	0.0	137	1	0.7	245	28	11.4
Western	78	n/a	n/a	17	0	0.0	137	0	0.0	114	0	0.0
<b>EIGHTH CIRCUIT</b>	<b>2,257</b>	<b>n/a</b>	<b>n/a</b>	<b>468</b>	<b>9</b>	<b>1.9</b>	<b>1,344</b>	<b>36</b>	<b>2.7</b>	<b>1,634</b>	<b>45</b>	<b>2.8</b>
Arkansas												
Eastern	267	n/a	n/a	41	0	0.0	76	0	0.0	125	3	2.4
Western	104	n/a	n/a	21	0	0.0	38	0	0.0	59	0	0.0
Iowa												
Northern	191	n/a	n/a	56	0	0.0	126	0	0.0	135	2	1.5
Southern	247	n/a	n/a	28	0	0.0	81	1	1.2	203	7	3.4
Minnesota	280	n/a	n/a	36	1	2.8	152	5	3.3	214	0	0.0
Missouri												
Eastern	612	n/a	n/a	139	2	1.4	413	6	1.5	373	9	2.4
Western	244	n/a	n/a	68	0	0.0	201	0	0.0	191	10	5.2
Nebraska	283	n/a	n/a	74	6	8.1	224	23	10.3	265	7	2.6
North Dakota	3	n/a	n/a	0	0	0.0	6	1	16.7	23	0	0.0
South Dakota	26	n/a	n/a	5	0	0.0	27	0	0.0	46	7	15.2

## Rate of Other Government Sponsored Below Range Sentences by Circuit and District (cont.)

CIRCUIT	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>NINTH CIRCUIT</b>	<b>1,018</b>	<b>n/a</b>	<b>n/a</b>	<b>166</b>	<b>9</b>	<b>5.4</b>	<b>538</b>	<b>73</b>	<b>13.6</b>	<b>952</b>	<b>141</b>	<b>14.8</b>
Alaska	74	n/a	n/a	16	0	0.0	42	2	4.8	92	12	13.0
Arizona	113	n/a	n/a	16	5	31.3	21	4	19.0	21	1	4.8
California												
Central	40	n/a	n/a	19	0	0.0	70	4	5.7	323	38	11.8
Eastern	122	n/a	n/a	30	0	0.0	113	9	8.0	103	7	6.8
Northern	72	n/a	n/a	21	1	4.8	66	10	15.2	163	40	24.5
Southern	34	n/a	n/a	9	3	33.3	6	0	0.0	32	0	0.0
Guam	1	n/a	n/a	0	0	0.0	0	0	0.0	0	0	0.0
Hawaii	132	n/a	n/a	23	0	0.0	26	0	0.0	3	0	0.0
Idaho	1	n/a	n/a	0	0	0.0	3	0	0.0	8	0	0.0
Montana	14	n/a	n/a	1	0	0.0	9	0	0.0	3	0	0.0
Nevada	176	n/a	n/a	11	0	0.0	42	9	21.4	37	3	8.1
Northern Mariana Islands	0	n/a	n/a	0	0	0.0	0	0	0.0	0	0	0.0
Oregon	66	n/a	n/a	6	0	0.0	20	4	20.0	41	10	24.4
Washington												
Eastern	95	n/a	n/a	9	0	0.0	40	5	12.5	38	8	21.1
Western	78	n/a	n/a	5	0	0.0	80	26	32.5	88	22	25.0
<b>TENTH CIRCUIT</b>	<b>1,048</b>	<b>n/a</b>	<b>n/a</b>	<b>198</b>	<b>6</b>	<b>3.0</b>	<b>445</b>	<b>28</b>	<b>6.3</b>	<b>552</b>	<b>41</b>	<b>7.4</b>
Colorado	219	n/a	n/a	51	0	0.0	83	1	1.2	69	1	1.4
Kansas	299	n/a	n/a	65	0	0.0	172	13	7.6	245	25	10.2
New Mexico	257	n/a	n/a	46	4	8.7	59	8	13.6	72	12	16.7
Oklahoma												
Eastern	35	n/a	n/a	6	2	33.3	10	0	0.0	25	0	0.0
Northern	39	n/a	n/a	4	0	0.0	44	0	0.0	26	0	0.0
Western	177	n/a	n/a	15	0	0.0	54	1	1.9	88	0	0.0
Utah	9	n/a	n/a	10	0	0.0	12	1	8.3	14	2	14.3
Wyoming	13	n/a	n/a	1	0	0.0	11	4	36.4	13	1	7.7
<b>ELEVENTH CIRCUIT</b>	<b>5,121</b>	<b>n/a</b>	<b>n/a</b>	<b>712</b>	<b>0</b>	<b>0.0</b>	<b>1,875</b>	<b>9</b>	<b>0.5</b>	<b>2,056</b>	<b>38</b>	<b>1.8</b>
Alabama												
Middle	260	n/a	n/a	22	0	0.0	53	0	0.0	120	2	1.7
Northern	390	n/a	n/a	47	0	0.0	118	0	0.0	158	0	0.0
Southern	546	n/a	n/a	55	0	0.0	178	1	0.6	247	0	0.0
Florida												
Middle	1,434	n/a	n/a	265	0	0.0	563	2	0.4	547	7	1.3
Northern	563	n/a	n/a	80	0	0.0	168	0	0.0	160	0	0.0
Southern	783	n/a	n/a	108	0	0.0	394	3	0.8	398	19	4.8
Georgia												
Middle	512	n/a	n/a	79	0	0.0	231	1	0.4	177	3	1.7
Northern	255	n/a	n/a	25	0	0.0	52	2	3.8	33	6	18.2
Southern	378	n/a	n/a	31	0	0.0	118	0	0.0	216	1	0.5

Cases missing information necessary to determine sentence position relative to the guideline range were excluded from the analysis.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Rate of Non-Government Sponsored Below Range Sentences by Circuit and District**  
**Crack Cocaine Trafficking Offenses**  
*Koon* Period through *Gall* Period

CIRCUIT District	<i>Koon</i> Period (6/13/96 - 04/30/03)			PROTECT Act Period (5/1/03 - 6/24/04)			<i>Booker</i> Period (1/12/05 - 12/10/07)			<i>Gall</i> Period (12/11/07-9/30/11)		
	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>TOTAL</b>	<b>31,390</b>	<b>2,249</b>	<b>7.2</b>	<b>5,329</b>	<b>240</b>	<b>4.5</b>	<b>15,556</b>	<b>2,073</b>	<b>13.3</b>	<b>18,938</b>	<b>3,972</b>	<b>21.0</b>
<b>D.C. CIRCUIT</b>	<b>645</b>	<b>89</b>	<b>13.8</b>	<b>124</b>	<b>2</b>	<b>1.6</b>	<b>273</b>	<b>54</b>	<b>19.8</b>	<b>224</b>	<b>49</b>	<b>21.9</b>
District of Columbia	645	89	13.8	124	2	1.6	273	54	19.8	224	49	21.9
<b>FIRST CIRCUIT</b>	<b>1,013</b>	<b>128</b>	<b>12.6</b>	<b>211</b>	<b>19</b>	<b>9.0</b>	<b>611</b>	<b>129</b>	<b>21.1</b>	<b>1,120</b>	<b>275</b>	<b>24.6</b>
Maine	97	4	4.1	43	2	4.7	64	7	10.9	77	16	20.8
Massachusetts	416	83	20.0	61	11	18.0	193	68	35.2	293	113	38.6
New Hampshire	289	26	9.0	62	4	6.5	131	21	16.0	131	41	31.3
Puerto Rico	97	5	5.2	23	1	4.3	150	4	2.7	549	64	11.7
Rhode Island	114	10	8.8	22	1	4.5	73	29	39.7	70	41	58.6
<b>SECOND CIRCUIT</b>	<b>2,184</b>	<b>403</b>	<b>18.5</b>	<b>426</b>	<b>58</b>	<b>13.6</b>	<b>1,307</b>	<b>327</b>	<b>25.0</b>	<b>1,610</b>	<b>582</b>	<b>36.1</b>
Connecticut	262	92	35.1	90	21	23.3	248	80	32.3	314	149	47.5
New York												
Eastern	319	106	33.2	70	12	17.1	220	69	31.4	314	129	41.1
Northern	432	52	12.0	50	9	18.0	170	29	17.1	235	54	23.0
Southern	765	119	15.6	104	10	9.6	384	113	29.4	404	179	44.3
Western	321	11	3.4	72	1	1.4	220	25	11.4	268	36	13.4
Vermont	85	23	27.1	40	5	12.5	65	11	16.9	75	35	46.7
<b>THIRD CIRCUIT</b>	<b>1,453</b>	<b>121</b>	<b>8.3</b>	<b>358</b>	<b>12</b>	<b>3.4</b>	<b>1,014</b>	<b>171</b>	<b>16.9</b>	<b>1,266</b>	<b>321</b>	<b>25.4</b>
Delaware	59	4	6.8	9	0	0.0	32	9	28.1	47	22	46.8
New Jersey	209	29	13.9	34	1	2.9	167	24	14.4	208	46	22.1
Pennsylvania												
Eastern	574	38	6.6	159	6	3.8	262	62	23.7	352	60	17.0
Middle	288	16	5.6	112	4	3.6	385	44	11.4	361	87	24.1
Western	279	28	10.0	35	1	2.9	165	31	18.8	270	100	37.0
Virgin Islands	44	6	13.6	9	0	0.0	3	1	33.3	28	6	21.4
<b>FOURTH CIRCUIT</b>	<b>6,782</b>	<b>206</b>	<b>3.0</b>	<b>1,093</b>	<b>27</b>	<b>2.5</b>	<b>3,654</b>	<b>306</b>	<b>8.4</b>	<b>4,118</b>	<b>739</b>	<b>17.9</b>
Maryland	317	32	10.1	48	4	8.3	191	32	16.8	261	44	16.9
North Carolina												
Eastern	914	31	3.4	100	3	3.0	373	15	4.0	572	30	5.2
Middle	599	12	2.0	58	1	1.7	253	29	11.5	285	47	16.5
Western	895	22	2.5	73	0	0.0	293	13	4.4	364	19	5.2
South Carolina	1,312	21	1.6	219	2	0.9	566	33	5.8	856	132	15.4
Virginia												
Eastern	1,134	54	4.8	253	14	5.5	905	113	12.5	786	193	24.6
Western	718	15	2.1	134	0	0.0	474	28	5.9	353	67	19.0
West Virginia												
Northern	544	11	2.0	106	1	0.9	403	29	7.2	397	102	25.7
Southern	349	8	2.3	102	2	2.0	196	14	7.1	244	105	43.0

## Rate of Non-Government Sponsored Below Range Sentences by Circuit and District (cont.)

CIRCUIT	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>FIFTH CIRCUIT</b>	<b>4,618</b>	<b>285</b>	<b>6.2</b>	<b>697</b>	<b>16</b>	<b>2.3</b>	<b>1,682</b>	<b>129</b>	<b>7.7</b>	<b>1,792</b>	<b>204</b>	<b>11.4</b>
Louisiana												
Eastern	350	23	6.6	57	2	3.5	185	12	6.5	252	32	12.7
Middle	62	2	3.2	30	0	0.0	74	2	2.7	78	9	11.5
Western	526	15	2.9	69	0	0.0	191	20	10.5	130	12	9.2
Mississippi												
Northern	306	24	7.8	29	1	3.4	113	2	1.8	92	4	4.3
Southern	400	20	5.0	58	0	0.0	117	5	4.3	109	14	12.8
Texas												
Eastern	999	66	6.6	127	3	2.4	270	33	12.2	302	37	12.3
Northern	432	28	6.5	57	3	5.3	198	18	9.1	143	29	20.3
Southern	787	43	5.5	108	2	1.9	144	14	9.7	127	17	13.4
Western	756	64	8.5	162	5	3.1	390	23	5.9	559	50	8.9
<b>SIXTH CIRCUIT</b>	<b>2,888</b>	<b>155</b>	<b>5.4</b>	<b>454</b>	<b>14</b>	<b>3.1</b>	<b>1,628</b>	<b>182</b>	<b>11.2</b>	<b>1,983</b>	<b>350</b>	<b>17.7</b>
Kentucky												
Eastern	260	5	1.9	37	0	0.0	194	10	5.2	169	5	3.0
Western	126	8	6.3	32	3	9.4	113	14	12.4	230	31	13.5
Michigan												
Eastern	494	31	6.3	77	1	1.3	180	23	12.8	277	58	20.9
Western	220	13	5.9	39	0	0.0	167	29	17.4	177	46	26.0
Ohio												
Northern	639	44	6.9	80	5	6.3	360	35	9.7	232	32	13.8
Southern	313	25	8.0	32	1	3.1	238	47	19.7	237	57	24.1
Tennessee												
Eastern	438	9	2.1	102	3	2.9	213	8	3.8	417	71	17.0
Middle	102	3	2.9	18	0	0.0	46	5	10.9	58	12	20.7
Western	296	17	5.7	37	1	2.7	117	11	9.4	186	38	20.4
<b>SEVENTH CIRCUIT</b>	<b>2,363</b>	<b>107</b>	<b>4.5</b>	<b>422</b>	<b>15</b>	<b>3.6</b>	<b>1,185</b>	<b>172</b>	<b>14.5</b>	<b>1,631</b>	<b>405</b>	<b>24.8</b>
Illinois												
Central	499	31	6.2	92	8	8.7	239	45	18.8	409	70	17.1
Northern	259	16	6.2	113	2	1.8	284	48	16.9	326	144	44.2
Southern	716	23	3.2	74	3	4.1	142	8	5.6	194	26	13.4
Indiana												
Northern	478	18	3.8	86	1	1.2	177	6	3.4	219	37	16.9
Southern	143	5	3.5	16	0	0.0	69	9	13.0	124	16	12.9
Wisconsin												
Eastern	190	11	5.8	24	1	4.2	137	37	27.0	245	53	21.6
Western	78	3	3.8	17	0	0.0	137	19	13.9	114	59	51.8
<b>EIGHTH CIRCUIT</b>	<b>2,257</b>	<b>194</b>	<b>8.6</b>	<b>468</b>	<b>24</b>	<b>5.1</b>	<b>1,344</b>	<b>214</b>	<b>15.9</b>	<b>1,634</b>	<b>349</b>	<b>21.4</b>
Arkansas												
Eastern	267	4	1.5	41	1	2.4	76	12	15.8	125	20	16.0
Western	104	8	7.7	21	0	0.0	38	3	7.9	59	10	16.9
Iowa												
Northern	191	14	7.3	56	0	0.0	126	13	10.3	135	23	17.0
Southern	247	21	8.5	28	4	14.3	81	15	18.5	203	22	10.8
Minnesota	280	47	16.8	36	3	8.3	152	35	23.0	214	65	30.4
Missouri												
Eastern	612	38	6.2	139	2	1.4	413	59	14.3	373	87	23.3
Western	244	10	4.1	68	1	1.5	201	23	11.4	191	38	19.9
Nebraska	283	46	16.3	74	13	17.6	224	48	21.4	265	64	24.2
North Dakota	3	1	33.3	0	0	0.0	6	1	16.7	23	6	26.1
South Dakota	26	5	19.2	5	0	0.0	27	5	18.5	46	14	30.4

## Rate of Non-Government Sponsored Below Range Sentences by Circuit and District (cont.)

CIRCUIT	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	N	%	Total	N	%	Total	N	%	Total	N	%
<b>NINTH CIRCUIT</b>	<b>1,018</b>	<b>208</b>	<b>20.4</b>	<b>166</b>	<b>10</b>	<b>6.0</b>	<b>538</b>	<b>112</b>	<b>20.8</b>	<b>952</b>	<b>241</b>	<b>25.3</b>
Alaska	74	13	17.6	16	2	12.5	42	9	21.4	92	19	20.7
Arizona	113	45	39.8	16	0	0.0	21	3	14.3	21	1	4.8
California												
Central	40	9	22.5	19	1	5.3	70	18	25.7	323	109	33.7
Eastern	122	9	7.4	30	2	6.7	113	13	11.5	103	18	17.5
Northern	72	19	26.4	21	3	14.3	66	18	27.3	163	34	20.9
Southern	34	6	17.6	9	0	0.0	6	0	0.0	32	10	31.3
Guam	1	0	0.0	0	0	0.0	0	0	0.0	0	0	0.0
Hawaii	132	12	9.1	23	0	0.0	26	6	23.1	3	2	66.7
Idaho	1	0	0.0	0	0	0.0	3	1	33.3	8	2	25.0
Montana	14	0	0.0	1	0	0.0	9	0	0.0	3	0	0.0
Nevada	176	38	21.6	11	0	0.0	42	5	11.9	37	7	18.9
Northern Mariana Islands	0	0	0.0	0	0	0.0	0	0	0.0	0	0	0.0
Oregon	66	18	27.3	6	1	16.7	20	5	25.0	41	5	12.2
Washington												
Eastern	95	24	25.3	9	1	11.1	40	12	30.0	38	11	28.9
Western	78	15	19.2	5	0	0.0	80	22	27.5	88	23	26.1
<b>TENTH CIRCUIT</b>	<b>1,048</b>	<b>98</b>	<b>9.4</b>	<b>198</b>	<b>7</b>	<b>3.5</b>	<b>445</b>	<b>51</b>	<b>11.5</b>	<b>552</b>	<b>72</b>	<b>13.0</b>
Colorado	219	22	10.0	51	1	2.0	83	10	12.0	69	5	7.2
Kansas	299	22	7.4	65	0	0.0	172	19	11.0	245	19	7.8
New Mexico	257	42	16.3	46	5	10.9	59	6	10.2	72	12	16.7
Oklahoma												
Eastern	35	4	11.4	6	0	0.0	10	0	0.0	25	7	28.0
Northern	39	0	0.0	4	0	0.0	44	2	4.5	26	1	3.8
Western	177	3	1.7	15	0	0.0	54	9	16.7	88	19	21.6
Utah	9	4	44.4	10	1	10.0	12	5	41.7	14	4	28.6
Wyoming	13	1	7.7	1	0	0.0	11	0	0.0	13	5	38.5
<b>ELEVENTH CIRCUIT</b>	<b>5,121</b>	<b>255</b>	<b>5.0</b>	<b>712</b>	<b>36</b>	<b>5.1</b>	<b>1,875</b>	<b>226</b>	<b>12.1</b>	<b>2,056</b>	<b>385</b>	<b>18.7</b>
Alabama												
Middle	260	13	5.0	22	1	4.5	53	1	1.9	120	5	4.2
Northern	390	5	1.3	47	0	0.0	118	9	7.6	158	19	12.0
Southern	546	16	2.9	55	0	0.0	178	19	10.7	247	23	9.3
Florida												
Middle	1,434	91	6.3	265	24	9.1	563	96	17.1	547	162	29.6
Northern	563	6	1.1	80	1	1.3	168	8	4.8	160	18	11.3
Southern	783	62	7.9	108	6	5.6	394	61	15.5	398	106	26.6
Georgia												
Middle	512	23	4.5	79	0	0.0	231	9	3.9	177	8	4.5
Northern	255	28	11.0	25	2	8.0	52	13	25.0	33	6	18.2
Southern	378	11	2.9	31	2	6.5	118	10	8.5	216	38	17.6

Cases missing information necessary to determine sentence position relative to the guideline range were excluded from the analysis.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Average Guideline Minimum and Length of Imprisonment by Circuit and District**  
**Crack Cocaine Trafficking Offenses**  
*Koon* Period through *Gall* Period

CIRCUIT	<i>Koon</i> Period			PROTECT Act Period			<i>Booker</i> Period			<i>Gall</i> Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	Mean Guideline Minimum	Mean Months	Total	Mean Guideline Minimum	Mean Months	Total	Mean Guideline Minimum	Mean Months	Total	Mean Guideline Minimum	Mean Months
<b>TOTAL</b>	<b>31,453</b>	<b>144</b>	<b>119</b>	<b>5,338</b>	<b>150</b>	<b>126</b>	<b>15,567</b>	<b>149</b>	<b>124</b>	<b>18,939</b>	<b>138</b>	<b>110</b>
<b>D.C. CIRCUIT</b>	<b>648</b>	<b>121</b>	<b>79</b>	<b>124</b>	<b>163</b>	<b>78</b>	<b>273</b>	<b>147</b>	<b>84</b>	<b>224</b>	<b>129</b>	<b>66</b>
District of Columbia	648	121	79	124	163	78	273	147	84	224	129	66
<b>FIRST CIRCUIT</b>	<b>1,017</b>	<b>107</b>	<b>85</b>	<b>211</b>	<b>108</b>	<b>94</b>	<b>613</b>	<b>116</b>	<b>100</b>	<b>1,120</b>	<b>102</b>	<b>82</b>
Maine	97	105	84	43	134	115	64	127	119	77	127	92
Massachusetts	419	129	95	61	122	104	195	144	113	293	123	84
New Hampshire	289	75	56	62	67	58	131	76	56	131	77	52
Puerto Rico	97	109	108	23	73	69	150	95	98	549	93	88
Rhode Island	115	110	103	22	165	151	73	146	128	70	103	76
<b>SECOND CIRCUIT</b>	<b>2,190</b>	<b>122</b>	<b>80</b>	<b>428</b>	<b>124</b>	<b>88</b>	<b>1,310</b>	<b>134</b>	<b>86</b>	<b>1,610</b>	<b>126</b>	<b>76</b>
Connecticut	264	161	113	91	143	100	249	133	85	314	123	78
New York												
Eastern	321	147	76	71	120	90	220	133	80	314	143	71
Northern	432	107	67	50	122	88	171	138	83	235	139	94
Southern	767	120	83	104	129	93	385	146	94	404	121	72
Western	321	94	68	72	108	81	220	113	85	268	101	74
Vermont	85	111	64	40	100	51	65	136	68	75	131	54
<b>THIRD CIRCUIT</b>	<b>1,459</b>	<b>147</b>	<b>107</b>	<b>360</b>	<b>161</b>	<b>112</b>	<b>1,014</b>	<b>151</b>	<b>108</b>	<b>1,266</b>	<b>140</b>	<b>96</b>
Delaware	59	141	118	9	128	67	32	165	143	47	135	86
New Jersey	209	150	114	34	147	96	167	148	95	208	133	89
Pennsylvania												
Eastern	577	168	110	160	184	113	262	208	119	352	183	107
Middle	289	132	106	113	143	115	385	119	94	361	118	93
Western	280	131	104	35	155	132	165	139	126	270	127	96
Virgin Islands	45	62	54	9	76	55	3	141	137	28	75	64
<b>FOURTH CIRCUIT</b>	<b>6,788</b>	<b>170</b>	<b>141</b>	<b>1,094</b>	<b>170</b>	<b>149</b>	<b>3,654</b>	<b>161</b>	<b>142</b>	<b>4,118</b>	<b>152</b>	<b>129</b>
Maryland	318	177	145	49	147	130	191	186	148	261	161	130
North Carolina												
Eastern	914	217	171	100	207	149	373	198	154	572	191	158
Middle	599	200	174	58	202	190	253	190	173	285	166	141
Western	895	220	145	73	236	171	293	213	172	364	172	139
South Carolina	1,312	141	120	219	205	179	566	179	157	856	176	141
Virginia												
Eastern	1,137	176	171	253	160	159	905	148	147	786	143	138
Western	719	144	109	134	184	145	474	170	136	353	147	120
West Virginia												
Northern	544	95	95	106	94	93	403	87	84	397	77	68
Southern	350	120	114	102	91	93	196	95	84	244	88	74



**Average Guideline Minimum and Length of Imprisonment by Circuit and District (cont.)**

CIRCUIT	<i>Koon</i>			PROTECT Act			<i>Booker</i>			<i>Gall</i>		
	Period			Period			Period			Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	Mean Guideline Minimum	Mean Months	Total	Mean Guideline Minimum	Mean Months	Total	Mean Guideline Minimum	Mean Months	Total	Mean Guideline Minimum	Mean Months
<b>FIFTH CIRCUIT</b>	<b>4,624</b>	<b>123</b>	<b>107</b>	<b>698</b>	<b>134</b>	<b>125</b>	<b>1,683</b>	<b>133</b>	<b>121</b>	<b>1,792</b>	<b>123</b>	<b>111</b>
Louisiana												
Eastern	350	112	101	57	126	120	185	130	122	252	138	128
Middle	62	125	122	30	113	101	74	133	122	78	132	115
Western	528	155	129	69	162	160	191	147	133	130	177	162
Mississippi												
Northern	306	136	109	29	162	145	113	93	72	92	110	94
Southern	400	108	95	58	108	104	117	129	126	109	98	92
Texas												
Eastern	999	107	99	127	111	109	271	114	108	302	110	104
Northern	433	144	129	57	176	173	198	164	158	143	155	140
Southern	789	117	101	108	138	121	144	127	109	127	113	98
Western	757	122	102	163	133	118	390	138	121	559	111	98
<b>SIXTH CIRCUIT</b>	<b>2,890</b>	<b>132</b>	<b>109</b>	<b>454</b>	<b>149</b>	<b>125</b>	<b>1,630</b>	<b>143</b>	<b>116</b>	<b>1,983</b>	<b>140</b>	<b>108</b>
Kentucky												
Eastern	260	110	78	37	113	74	194	155	102	169	176	107
Western	126	126	123	32	128	121	113	147	127	230	121	90
Michigan												
Eastern	494	130	105	77	120	110	181	129	113	277	131	109
Western	220	149	123	39	154	145	167	151	131	177	164	136
Ohio												
Northern	640	122	97	80	133	100	360	130	104	232	125	92
Southern	313	137	109	32	167	135	239	129	99	237	128	91
Tennessee												
Eastern	438	134	120	102	197	160	213	170	151	417	148	124
Middle	102	142	118	18	168	169	46	152	121	58	141	93
Western	297	156	130	37	142	119	117	140	114	186	139	110
<b>SEVENTH CIRCUIT</b>	<b>2,370</b>	<b>157</b>	<b>139</b>	<b>423</b>	<b>164</b>	<b>145</b>	<b>1,187</b>	<b>171</b>	<b>150</b>	<b>1,632</b>	<b>154</b>	<b>125</b>
Illinois												
Central	500	173	143	92	172	163	240	199	165	409	198	160
Northern	260	221	174	114	173	139	284	179	141	327	146	108
Southern	718	147	148	74	169	164	142	180	182	194	157	156
Indiana												
Northern	479	108	94	86	151	123	178	108	96	219	99	91
Southern	143	175	144	16	111	104	69	161	146	124	176	164
Wisconsin												
Eastern	191	164	142	24	155	129	137	170	143	245	135	81
Western	79	175	171	17	164	174	137	183	189	114	142	116
<b>EIGHTH CIRCUIT</b>	<b>2,268</b>	<b>137</b>	<b>114</b>	<b>469</b>	<b>145</b>	<b>130</b>	<b>1,344</b>	<b>140</b>	<b>120</b>	<b>1,634</b>	<b>142</b>	<b>117</b>
Arkansas												
Eastern	268	111	110	41	132	127	76	119	105	125	109	95
Western	104	109	96	21	144	122	38	116	95	59	164	137
Iowa												
Northern	191	150	126	56	187	165	126	195	174	135	197	183
Southern	247	179	152	28	222	192	81	201	168	203	238	197
Minnesota	286	155	119	36	136	97	152	132	100	214	128	83
Missouri												
Eastern	614	111	95	140	101	99	413	110	96	373	105	88
Western	244	146	104	68	151	120	201	164	133	191	149	114
Nebraska	284	154	129	74	178	171	224	136	123	265	113	103
North Dakota	4	80	74	0	0	0	6	178	141	23	142	110
South Dakota	26	139	143	5	76	76	27	171	163	46	122	102

**Average Guideline Minimum and Length of Imprisonment by Circuit and District (cont.)**

CIRCUIT	<i>Koon</i>			PROTECT Act			<i>Booker</i>			<i>Gall</i>		
	Period			Period			Period			Period		
	(6/13/96 - 04/30/03)			(5/1/03 - 6/24/04)			(1/12/05 - 12/10/07)			(12/11/07-9/30/11)		
District	Total	Mean	Mean	Total	Mean	Mean	Total	Mean	Mean	Total	Mean	Mean
		Guideline			Guideline			Guideline			Guideline	
		Minimum	Months		Minimum	Months		Minimum	Months		Minimum	Months
<b>NINTH CIRCUIT</b>	<b>1,023</b>	<b>116</b>	<b>93</b>	<b>167</b>	<b>116</b>	<b>97</b>	<b>538</b>	<b>138</b>	<b>108</b>	<b>952</b>	<b>114</b>	<b>88</b>
Alaska	74	105	100	16	120	123	42	134	116	92	97	81
Arizona	115	115	72	16	102	64	21	117	81	21	84	63
California												
Central	41	178	171	20	152	136	70	175	155	323	113	90
Eastern	122	150	125	30	131	107	113	128	104	103	130	100
Northern	72	117	96	21	99	79	66	136	98	163	107	78
Southern	34	106	86	9	167	143	6	153	85	32	102	84
Guam	1	70	60	0	0	0	0	0	0	0	0	0
Hawaii	133	59	49	23	76	52	26	112	78	3	70	44
Idaho	1	57	70	0	0	0	3	116	61	8	48	31
Montana	15	68	71	1	120	150	9	199	175	3	337	219
Nevada	176	120	105	11	116	109	42	131	113	37	134	125
Northern Mariana Islands	0	0	0	0	0	0	0	0	0	0	0	0
Oregon	66	138	94	6	104	87	20	146	111	41	120	77
Washington												
Eastern	95	92	73	9	85	74	40	142	104	38	124	89
Western	78	153	103	5	147	134	80	132	89	88	125	90
<b>TENTH CIRCUIT</b>	<b>1,051</b>	<b>121</b>	<b>98</b>	<b>198</b>	<b>118</b>	<b>101</b>	<b>446</b>	<b>139</b>	<b>115</b>	<b>552</b>	<b>136</b>	<b>106</b>
Colorado	219	119	84	51	104	79	83	138	92	69	127	86
Kansas	300	107	91	65	113	106	172	121	104	245	144	112
New Mexico	259	87	67	46	120	97	59	120	97	72	102	79
Oklahoma												
Eastern	35	90	78	6	113	116	10	182	171	25	141	113
Northern	39	189	154	4	215	215	44	166	154	26	164	156
Western	177	192	167	15	157	125	54	175	154	88	138	109
Utah	9	90	75	10	129	119	12	124	107	14	144	118
Wyoming	13	59	51	1	60	60	12	215	158	13	122	111
<b>ELEVENTH CIRCUIT</b>	<b>5,125</b>	<b>164</b>	<b>138</b>	<b>712</b>	<b>170</b>	<b>142</b>	<b>1,875</b>	<b>162</b>	<b>141</b>	<b>2,056</b>	<b>142</b>	<b>117</b>
Alabama												
Middle	260	130	102	22	200	162	53	126	107	120	132	112
Northern	390	128	100	47	176	132	118	173	133	158	194	145
Southern	547	156	115	55	152	131	178	165	134	247	133	103
Florida												
Middle	1,434	161	135	265	153	134	563	159	138	547	135	110
Northern	564	260	217	80	281	190	168	259	208	160	240	181
Southern	784	160	146	108	172	156	394	158	145	398	134	120
Georgia												
Middle	513	127	114	79	125	108	231	112	107	177	102	94
Northern	255	156	134	25	159	148	52	198	168	33	161	134
Southern	378	163	150	31	151	125	118	131	133	216	109	101

Sentences of probation only are included as zero (0) months of imprisonment. Life sentences and other sentences exceeding 470 months are capped at 470 months. This analysis includes time of confinement as described in USSG §5C1.1 (Imposition of a Term of Imprisonment). Some cases were excluded due to missing or indeterminable sentencing information.

Guideline minimums account for applicable statutory mandatory penalties. Guideline minimums of life and other guideline minimums exceeding 470 months are capped at 470 months.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>Percent</b>	<i>Koon</i>	
		<b>Period</b>	
<b>(6/13/96 - 4/30/03)</b>			
		<b>Number of Govt Sponsored Below Range Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Guam	100.0	1	1
Idaho	100.0	1	1
North Carolina, Western	66.5	595	895
Alabama, Middle	60.0	156	260
New York, Northern	58.8	254	432
Colorado	58.0	127	219
Pennsylvania, Eastern	55.2	317	574
Maine	54.6	53	97
Alabama, Southern	54.6	298	546
Indiana, Southern	54.5	78	143
Ohio, Southern	53.4	167	313
Kentucky, Eastern	51.9	135	260
Illinois, Central	50.5	252	499
New York, Western	48.0	154	321
Michigan, Western	47.7	105	220
New Hampshire	47.4	137	289
Missouri, Western	47.1	115	244
Vermont	47.1	40	85
Pennsylvania, Middle	46.9	135	288
Ohio, Northern	46.8	299	639
Alabama, Northern	45.9	179	390
North Carolina, Eastern	45.6	417	914
Louisiana, Middle	45.2	28	62
Illinois, Northern	43.6	113	259
Washington, Western	43.6	34	78
Florida, Northern	43.0	242	563
Maryland	42.9	136	317
Mississippi, Northern	42.8	131	306
Delaware	42.4	25	59
Florida, Middle	41.4	593	1,434
New Jersey	40.7	85	209
Virginia, Western	40.5	291	718
Iowa, Southern	39.3	97	247
Wyoming	38.5	5	13
New York, Eastern	38.2	122	319
Tennessee, Middle	38.2	39	102
Iowa, Northern	38.2	73	191
Louisiana, Western	37.5	197	526
Georgia, Middle	36.9	189	512
South Carolina	36.8	483	1,312
Oregon	36.4	24	66
District of Columbia	36.1	233	645

**Spread of Rates of Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

District	Percent	<i>Koon</i> Period	
		(6/13/96 - 4/30/03)	
		Number of Govt Sponsored Below Range Sentences Imposed	Total Number of Crack Cocaine Trafficking Sentences Imposed
Michigan, Eastern	35.6	176	494
North Carolina, Middle	35.6	213	599
Tennessee, Eastern	34.5	151	438
Minnesota	34.3	96	280
Wisconsin, Eastern	34.2	65	190
Texas, Southern	33.8	266	787
Tennessee, Western	33.8	100	296
Georgia, Southern	33.6	127	378
Pennsylvania, Western	33.0	92	279
Texas, Western	32.3	244	756
Massachusetts	31.5	131	416
Arkansas, Western	30.8	32	104
California, Eastern	30.3	37	122
Mississippi, Southern	29.8	119	400
Indiana, Northern	28.9	138	478
Nebraska	28.3	80	283
Texas, Northern	28.2	122	432
Georgia, Northern	27.5	70	255
Arizona	27.4	31	113
Missouri, Eastern	27.0	165	612
Wisconsin, Western	25.6	20	78
Washington, Eastern	24.2	23	95
Kansas	24.1	72	299
California, Southern	23.5	8	34
Oklahoma, Northern	23.1	9	39
Oklahoma, Western	22.0	39	177
Louisiana, Eastern	21.7	76	350
New York, Southern	21.7	166	765
Connecticut	21.4	56	262
New Mexico	19.5	50	257
California, Northern	19.4	14	72
Nevada	19.3	34	176
Florida, Southern	17.4	136	783
Oklahoma, Eastern	14.3	5	35
Texas, Eastern	14.0	140	999
West Virginia, Southern	13.5	47	349
Hawaii	12.9	17	132
California, Central	12.5	5	40
Kentucky, Western	11.1	14	126
Utah	11.1	1	9
Arkansas, Eastern	9.7	26	267
Rhode Island	7.9	9	114
Virginia, Eastern	7.3	83	1,134
West Virginia, Northern	7.2	39	544
Montana	7.1	1	14
Illinois, Southern	7.1	51	716
Virgin Islands	6.8	3	44
Puerto Rico	4.1	4	97
Alaska	4.1	3	74
South Dakota	3.8	1	26
North Dakota	0.0	0	3

The following districts had no crack cocaine trafficking offenses in the selected time period: Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>Percent</b>	<b>PROTECT Act</b>	
		<b>Number of Govt Sponsored Below Range Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
		<b>Period</b>	
		<b>(5/1/03 - 6/24/04)</b>	
Arizona	68.8	11	16
Delaware	66.7	6	9
Colorado	64.7	33	51
Florida, Northern	63.8	51	80
North Carolina, Eastern	63.0	63	100
Maine	62.8	27	43
North Carolina, Western	60.3	44	73
Alabama, Middle	59.1	13	22
District of Columbia	57.3	71	124
Kentucky, Eastern	56.8	21	37
New Jersey	55.9	19	34
Pennsylvania, Eastern	54.7	87	159
Georgia, Middle	54.4	43	79
Illinois, Northern	54.0	61	113
Oklahoma, Western	53.3	8	15
Ohio, Southern	53.1	17	32
Pennsylvania, Middle	50.0	56	112
Tennessee, Eastern	50.0	51	102
Louisiana, Middle	50.0	15	30
Oregon	50.0	3	6
Georgia, Southern	48.4	15	31
New York, Northern	48.0	24	50
New York, Western	45.8	33	72
Vermont	45.0	18	40
Mississippi, Northern	44.8	13	29
Alabama, Northern	44.7	21	47
Virgin Islands	44.4	4	9
California, Southern	44.4	4	9
Arkansas, Western	42.9	9	21
Tennessee, Western	40.5	15	37
Hawaii	39.1	9	23
Minnesota	38.9	14	36
Ohio, Northern	38.8	31	80
New Hampshire	38.7	24	62
Indiana, Northern	36.0	31	86
Texas, Southern	34.3	37	108
South Carolina	34.2	75	219
Iowa, Northern	33.9	19	56
Missouri, Western	33.8	23	68
Virginia, Western	33.6	45	134
Maryland	33.3	16	48
Wisconsin, Eastern	33.3	8	24

**Spread of Rates of Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

District	PROTECT Act			
	Period			
	(5/1/03 - 6/24/04)			
	Percent	Number of Govt Sponsored Below Range Sentences Imposed	Total Number of Crack Cocaine Trafficking Sentences Imposed	
Oklahoma, Eastern	33.3	2	6	
Florida, Middle	30.2	80	265	
California, Eastern	30.0	9	30	
Texas, Western	29.6	48	162	
Iowa, Southern	28.6	8	28	
California, Northern	28.6	6	21	
Illinois, Central	28.3	26	92	
New Mexico	28.3	13	46	
Connecticut	27.8	25	90	
New York, Eastern	27.1	19	70	
Pennsylvania, Western	25.7	9	35	
Indiana, Southern	25.0	4	16	
Alaska	25.0	4	16	
Oklahoma, Northern	25.0	1	4	
Texas, Northern	24.6	14	57	
North Carolina, Middle	24.1	14	58	
Alabama, Southern	23.6	13	55	
Kansas	23.1	15	65	
Michigan, Western	23.1	9	39	
Kentucky, Western	21.9	7	32	
Louisiana, Western	21.7	15	69	
Utah	20.0	2	10	
Washington, Western	20.0	1	5	
New York, Southern	19.2	20	104	
Nevada	18.2	2	11	
Florida, Southern	17.6	19	108	
Louisiana, Eastern	17.5	10	57	
Mississippi, Southern	17.2	10	58	
Georgia, Northern	16.0	4	25	
Missouri, Eastern	15.8	22	139	
Michigan, Eastern	15.6	12	77	
West Virginia, Northern	15.1	16	106	
Texas, Eastern	15.0	19	127	
Illinois, Southern	12.2	9	74	
Wisconsin, Western	11.8	2	17	
Massachusetts	11.5	7	61	
Tennessee, Middle	11.1	2	18	
Washington, Eastern	11.1	1	9	
California, Central	10.5	2	19	
Arkansas, Eastern	9.8	4	41	
Rhode Island	9.1	2	22	
Nebraska	8.1	6	74	
Puerto Rico	4.3	1	23	
Virginia, Eastern	2.4	6	253	
West Virginia, Southern	1.0	1	102	
South Dakota	0.0	0	5	
Montana	0.0	0	1	
Wyoming	0.0	0	1	

The following districts had no crack cocaine trafficking offenses in the selected time period: North Dakota, Guam, Idaho, and Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>Percent</b>	<b>Booker Period (1/12/05 - 12/10/07)</b>	
		<b>Number of Govt Sponsored Below Range Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
North Dakota	66.7	4	6
Colorado	63.9	53	83
Arizona	61.9	13	21
Kentucky, Eastern	61.9	120	194
Vermont	60.0	39	65
North Carolina, Eastern	56.3	210	373
Montana	55.6	5	9
Pennsylvania, Eastern	55.3	145	262
New Jersey	55.1	92	167
Pennsylvania, Middle	54.8	211	385
Alabama, Middle	54.7	29	53
Wyoming	54.5	6	11
New York, Northern	51.8	88	170
Ohio, Southern	51.3	122	238
District of Columbia	49.8	136	273
Washington, Western	48.8	39	80
Mississippi, Northern	48.7	55	113
New York, Western	47.3	104	220
Maryland	46.6	89	191
Tennessee, Western	43.6	51	117
Louisiana, Middle	43.2	32	74
Alabama, Northern	43.2	51	118
Minnesota	42.8	65	152
New Hampshire	42.7	56	131
Hawaii	42.3	11	26
Tennessee, Middle	41.3	19	46
Maine	40.6	26	64
North Carolina, Western	40.3	118	293
Oregon	40.0	8	20
Florida, Northern	39.9	67	168
Ohio, Northern	39.7	143	360
Michigan, Western	39.5	66	167
Arkansas, Western	39.5	15	38
Illinois, Northern	38.7	110	284
Indiana, Northern	37.3	66	177
Tennessee, Eastern	36.6	78	213
Virginia, Western	36.3	172	474
Nevada	35.7	15	42
Texas, Southern	35.4	51	144
California, Eastern	35.4	40	113
New York, Eastern	35.0	77	220
Illinois, Central	34.3	82	239



**Spread of Rates of Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

District	Percent	Booker Period (1/12/05 - 12/10/07)	
		Number of Govt Sponsored Below Range Sentences Imposed	Total Number of Crack Cocaine Trafficking Sentences Imposed
		Connecticut	33.5
Texas, Western	33.3	130	390
California, Northern	33.3	22	66
California, Southern	33.3	2	6
Virgin Islands	33.3	1	3
Idaho	33.3	1	3
Alabama, Southern	33.1	59	178
Kansas	33.1	57	172
Washington, Eastern	32.5	13	40
Georgia, Middle	30.7	71	231
Oklahoma, Eastern	30.0	3	10
Florida, Middle	29.0	163	563
Missouri, Western	28.9	58	201
South Carolina	28.8	163	566
Alaska	28.6	12	42
Michigan, Eastern	27.8	50	180
Wisconsin, Eastern	27.7	38	137
Indiana, Southern	27.5	19	69
Iowa, Southern	27.2	22	81
Iowa, Northern	27.0	34	126
Utah	25.0	3	12
Kentucky, Western	23.9	27	113
New Mexico	23.7	14	59
Georgia, Northern	23.1	12	52
North Carolina, Middle	22.1	56	253
Texas, Northern	21.2	42	198
New York, Southern	20.6	79	384
Louisiana, Western	20.4	39	191
California, Central	20.0	14	70
Massachusetts	19.7	38	193
Louisiana, Eastern	18.9	35	185
Missouri, Eastern	18.9	78	413
Arkansas, Eastern	18.4	14	76
Oklahoma, Northern	18.2	8	44
Oklahoma, Western	16.7	9	54
Delaware	15.6	5	32
Georgia, Southern	15.3	18	118
Nebraska	14.7	33	224
Florida, Southern	14.0	55	394
West Virginia, Southern	13.3	26	196
Mississippi, Southern	12.0	14	117
Texas, Eastern	11.1	30	270
West Virginia, Northern	10.2	41	403
Pennsylvania, Western	9.7	16	165
Rhode Island	8.2	6	73
Wisconsin, Western	6.6	9	137
Illinois, Southern	6.3	9	142
Virginia, Eastern	3.8	34	905
Puerto Rico	2.0	3	150
South Dakota	0.0	0	27

The following districts had no crack cocaine trafficking offenses in the selected time period: Guam, and Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>Percent</b>	<b>Gall Period (12/11/07 - 9/30/11)</b>	
		<b>Number of Govt Sponsored Below Range Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Colorado	68.1	47	69
Montana	66.7	2	3
Kentucky, Eastern	65.7	111	169
Wisconsin, Eastern	56.7	139	245
Oregon	56.1	23	41
North Carolina, Eastern	54.9	314	572
Maine	53.2	41	77
District of Columbia	52.7	118	224
New York, Western	52.6	141	268
Pennsylvania, Eastern	51.1	180	352
Idaho	50.0	4	8
Alabama, Middle	48.3	58	120
Ohio, Southern	48.1	114	237
Minnesota	47.2	101	214
North Carolina, Western	47.0	171	364
Tennessee, Middle	46.6	27	58
Vermont	45.3	34	75
Washington, Western	44.3	39	88
Kentucky, Western	43.9	101	230
North Dakota	43.5	10	23
Pennsylvania, Middle	43.2	156	361
New York, Northern	43.0	101	235
California, Eastern	41.7	43	103
Tennessee, Western	40.3	75	186
New Hampshire	39.7	52	131
Kansas	39.6	97	245
Maryland	39.1	102	261
Arkansas, Western	39.0	23	59
Iowa, Southern	38.9	79	203
Illinois, Central	38.6	158	409
Ohio, Northern	38.4	89	232
Florida, Northern	37.5	60	160
Alabama, Northern	36.7	58	158
Alabama, Southern	36.0	89	247
South Carolina	36.0	308	856
Louisiana, Middle	35.9	28	78
Mississippi, Northern	35.9	33	92
New Jersey	35.6	74	208
Washington, Eastern	34.2	13	38
New Mexico	33.3	24	72
California, Northern	33.1	54	163
New York, Eastern	33.1	104	314

**Spread of Rates of Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

District	Percent	Gall	
		Period	
		(12/11/07 - 9/30/11)	
		Number of Govt Sponsored Below Range Sentences Imposed	Total Number of Crack Cocaine Trafficking Sentences Imposed
North Carolina, Middle	31.9	91	285
Virginia, Western	30.0	106	353
Michigan, Western	29.9	53	177
Missouri, Western	29.3	56	191
Arizona	28.6	6	21
Tennessee, Eastern	28.5	119	417
Alaska	28.3	26	92
Georgia, Southern	27.8	60	216
Indiana, Southern	27.4	34	124
Georgia, Middle	26.6	47	177
Texas, Southern	26.0	33	127
Florida, Middle	26.0	142	547
Connecticut	25.8	81	314
Massachusetts	25.6	75	293
Virgin Islands	25.0	7	28
Texas, Western	24.7	138	559
Georgia, Northern	24.2	8	33
Oklahoma, Western	23.9	21	88
Michigan, Eastern	23.8	66	277
Texas, Northern	23.8	34	143
Indiana, Northern	23.7	52	219
Delaware	23.4	11	47
California, Central	22.9	74	323
Illinois, Northern	22.4	73	326
Iowa, Northern	21.5	29	135
Utah	21.4	3	14
Pennsylvania, Western	19.6	53	270
Missouri, Eastern	19.3	72	373
Arkansas, Eastern	19.2	24	125
New York, Southern	17.3	70	404
Louisiana, Western	16.2	21	130
Oklahoma, Eastern	16.0	4	25
Louisiana, Eastern	15.5	39	252
Wyoming	15.4	2	13
South Dakota	15.2	7	46
Texas, Eastern	13.6	41	302
Nevada	13.5	5	37
West Virginia, Northern	13.4	53	397
Florida, Southern	13.1	52	398
California, Southern	12.5	4	32
Mississippi, Southern	11.0	12	109
West Virginia, Southern	9.8	24	244
Puerto Rico	8.9	49	549
Wisconsin, Western	7.9	9	114
Oklahoma, Northern	7.7	2	26
Nebraska	6.4	17	265
Rhode Island	5.7	4	70
Illinois, Southern	4.1	8	194
Virginia, Eastern	3.3	26	786
Hawaii	0.0	0	3

The following districts had no crack cocaine trafficking offenses in the selected time period: Guam, and Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of §5K1.1 Substantial Assistance Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>Koon Period (6/13/96 - 4/30/03)</b>		
	<b>Percent</b>	<b>Number of §5K1.1 Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Guam	100.0	1	1
Idaho	100.0	1	1
North Carolina, Western	66.4	594	895
Alabama, Middle	60.0	156	260
New York, Northern	58.8	254	432
Colorado	58.0	127	219
Pennsylvania, Eastern	55.2	317	574
Maine	54.6	53	97
Alabama, Southern	54.6	298	546
Indiana, Southern	53.8	77	143
Ohio, Southern	53.4	167	313
Kentucky, Eastern	51.9	135	260
Illinois, Central	50.5	252	499
Michigan, Western	47.7	105	220
New Hampshire	47.4	137	289
New York, Western	47.4	152	321
Missouri, Western	47.1	115	244
Vermont	47.1	40	85
Pennsylvania, Middle	46.9	135	288
Ohio, Northern	46.8	299	639
Alabama, Northern	45.9	179	390
North Carolina, Eastern	45.6	417	914
Louisiana, Middle	45.2	28	62
Illinois, Northern	43.6	113	259
Washington, Western	43.6	34	78
Florida, Northern	43.0	242	563
Maryland	42.9	136	317
Delaware	42.4	25	59
Mississippi, Northern	41.8	128	306
Florida, Middle	41.4	593	1,434
New Jersey	40.7	85	209
Virginia, Western	40.3	289	718
Iowa, Southern	39.3	97	247
Wyoming	38.5	5	13
Tennessee, Middle	38.2	39	102
Iowa, Northern	38.2	73	191
New York, Eastern	37.6	120	319
Louisiana, Western	37.5	197	526
Georgia, Middle	36.9	189	512
South Carolina	36.8	483	1,312
Oregon	36.4	24	66
District of Columbia	36.0	232	645

**Spread of Rates of §5K1.1 Substantial Assistance Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

<b>District</b>	<i>Koon</i> <b>Period</b>		
	(6/13/96 - 4/30/03)		
	<b>Percent</b>	<b>Number of §5K1.1 Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Michigan, Eastern	35.6	176	494
North Carolina, Middle	35.6	213	599
Tennessee, Eastern	34.5	151	438
Minnesota	34.3	96	280
Wisconsin, Eastern	34.2	65	190
Texas, Southern	33.8	266	787
Tennessee, Western	33.8	100	296
Georgia, Southern	33.6	127	378
Pennsylvania, Western	33.0	92	279
Texas, Western	31.7	240	756
Massachusetts	31.3	130	416
Arkansas, Western	30.8	32	104
California, Eastern	30.3	37	122
Mississippi, Southern	29.8	119	400
Indiana, Northern	28.7	137	478
Texas, Northern	28.2	122	432
Georgia, Northern	27.5	70	255
Arizona	27.4	31	113
Nebraska	27.2	77	283
Missouri, Eastern	27.0	165	612
Wisconsin, Western	25.6	20	78
Washington, Eastern	24.2	23	95
Kansas	24.1	72	299
Oklahoma, Northern	23.1	9	39
Oklahoma, Western	22.0	39	177
New York, Southern	21.7	166	765
Louisiana, Eastern	21.1	74	350
Connecticut	21.0	55	262
California, Southern	20.6	7	34
New Mexico	19.1	49	257
Nevada	18.8	33	176
California, Northern	18.1	13	72
Florida, Southern	17.4	136	783
Texas, Eastern	14.0	140	999
West Virginia, Southern	13.5	47	349
Hawaii	12.9	17	132
California, Central	12.5	5	40
Oklahoma, Eastern	11.4	4	35
Kentucky, Western	11.1	14	126
Utah	11.1	1	9
Arkansas, Eastern	9.7	26	267
Rhode Island	7.9	9	114
Virginia, Eastern	7.3	83	1,134
West Virginia, Northern	7.2	39	544
Montana	7.1	1	14
Illinois, Southern	7.1	51	716
Virgin Islands	6.8	3	44
Puerto Rico	4.1	4	97
Alaska	4.1	3	74
South Dakota	3.8	1	26
North Dakota	0.0	0	3

The following districts had no crack cocaine trafficking offenses in the selected time period: Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of §5K1.1 Substantial Assistance Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>PROTECT Act Period (5/1/03 - 6/24/04)</b>		
	<b>Percent</b>	<b>Number of §5K1.1 Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Delaware	66.7	6	9
Colorado	64.7	33	51
Florida, Northern	63.8	51	80
Maine	62.8	27	43
North Carolina, Eastern	62.0	62	100
North Carolina, Western	60.3	44	73
Alabama, Middle	59.1	13	22
Kentucky, Eastern	56.8	21	37
Georgia, Middle	54.4	43	79
Pennsylvania, Eastern	53.5	85	159
Oklahoma, Western	53.3	8	15
Ohio, Southern	53.1	17	32
New Jersey	52.9	18	34
District of Columbia	52.4	65	124
Illinois, Northern	52.2	59	113
Tennessee, Eastern	50.0	51	102
Oregon	50.0	3	6
Pennsylvania, Middle	49.1	55	112
Georgia, Southern	48.4	15	31
New York, Northern	46.0	23	50
Vermont	45.0	18	40
Alabama, Northern	44.7	21	47
New York, Western	44.4	32	72
Virgin Islands	44.4	4	9
Louisiana, Middle	43.3	13	30
Arkansas, Western	42.9	9	21
Tennessee, Western	40.5	15	37
Hawaii	39.1	9	23
Ohio, Northern	38.8	31	80
New Hampshire	38.7	24	62
Mississippi, Northern	37.9	11	29
Minnesota	36.1	13	36
Indiana, Northern	34.9	30	86
Texas, Southern	34.3	37	108
South Carolina	34.2	75	219
Iowa, Northern	33.9	19	56
Missouri, Western	33.8	23	68
Maryland	33.3	16	48
Wisconsin, Eastern	33.3	8	24
Virginia, Western	32.1	43	134
Florida, Middle	30.2	80	265
California, Eastern	30.0	9	30

**Spread of Rates of §5K1.1 Substantial Assistance Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

**PROTECT Act  
Period**

**(5/1/03 - 6/24/04)**

<b>District</b>	<b>Percent</b>	<b>Number of §5K1.1 Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Iowa, Southern	28.6	8	28
Illinois, Central	28.3	26	92
Texas, Western	27.2	44	162
Pennsylvania, Western	25.7	9	35
Indiana, Southern	25.0	4	16
Alaska	25.0	4	16
Arizona	25.0	4	16
Oklahoma, Northern	25.0	1	4
Texas, Northern	24.6	14	57
North Carolina, Middle	24.1	14	58
California, Northern	23.8	5	21
Alabama, Southern	23.6	13	55
Connecticut	23.3	21	90
Kansas	23.1	15	65
Michigan, Western	23.1	9	39
New York, Eastern	22.9	16	70
Kentucky, Western	21.9	7	32
Louisiana, Western	21.7	15	69
Utah	20.0	2	10
Washington, Western	20.0	1	5
New Mexico	19.6	9	46
New York, Southern	19.2	20	104
Nevada	18.2	2	11
Florida, Southern	17.6	19	108
Mississippi, Southern	17.2	10	58
Georgia, Northern	16.0	4	25
Michigan, Eastern	15.6	12	77
West Virginia, Northern	15.1	16	106
Missouri, Eastern	14.4	20	139
Texas, Eastern	14.2	18	127
Louisiana, Eastern	14.0	8	57
Illinois, Southern	12.2	9	74
Wisconsin, Western	11.8	2	17
Tennessee, Middle	11.1	2	18
California, Southern	11.1	1	9
Washington, Eastern	11.1	1	9
California, Central	10.5	2	19
Massachusetts	9.8	6	61
Arkansas, Eastern	9.8	4	41
Rhode Island	9.1	2	22
Puerto Rico	4.3	1	23
Virginia, Eastern	2.0	5	253
West Virginia, Southern	1.0	1	102
Nebraska	0.0	0	74
Oklahoma, Eastern	0.0	0	6
South Dakota	0.0	0	5
Montana	0.0	0	1
Wyoming	0.0	0	1

The following districts had no crack cocaine trafficking offenses in the selected time period: North Dakota, Guam, Idaho, and Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.



**Spread of Rates of §5K1.1 Substantial Assistance Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>Booker Period</b>		
	<b>(1/12/05 - 12/10/07)</b>		
	<b>Percent</b>	<b>Number of §5K1.1 Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Colorado	62.7	52	83
Kentucky, Eastern	61.9	120	194
Vermont	56.9	37	65
North Carolina, Eastern	56.3	210	373
Montana	55.6	5	9
Alabama, Middle	54.7	29	53
New Jersey	53.9	90	167
Pennsylvania, Eastern	51.1	134	262
New York, Northern	50.6	86	170
North Dakota	50.0	3	6
Pennsylvania, Middle	49.4	190	385
Ohio, Southern	49.2	117	238
New York, Western	44.5	98	220
Louisiana, Middle	43.2	32	74
Alabama, Northern	43.2	51	118
Maryland	42.9	82	191
Hawaii	42.3	11	26
Maine	40.6	26	64
Florida, Northern	39.9	67	168
Minnesota	39.5	60	152
Arkansas, Western	39.5	15	38
North Carolina, Western	39.2	115	293
Michigan, Western	38.9	65	167
Tennessee, Western	36.8	43	117
Indiana, Northern	36.7	65	177
Ohio, Northern	36.7	132	360
Illinois, Northern	36.3	103	284
Tennessee, Eastern	36.2	77	213
Virginia, Western	34.8	165	474
District of Columbia	34.8	95	273
Tennessee, Middle	34.8	16	46
Texas, Southern	34.0	49	144
New Hampshire	33.6	44	131
Illinois, Central	33.5	80	239
California, Southern	33.3	2	6
Virgin Islands	33.3	1	3
Idaho	33.3	1	3
Texas, Western	33.1	129	390
Mississippi, Northern	32.7	37	113
Connecticut	32.7	81	248
Alabama, Southern	32.6	58	178
Georgia, Middle	30.3	70	231

**Spread of Rates of §5K1.1 Substantial Assistance Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

*Booker*

**Period**

(1/12/05 - 12/10/07)

<b>District</b>	<b>Percent</b>	<b>Number of §5K1.1 Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Oklahoma, Eastern	30.0	3	10
New York, Eastern	29.1	64	220
Missouri, Western	28.9	58	201
Florida, Middle	28.6	161	563
South Carolina	27.9	158	566
California, Eastern	27.4	31	113
Wisconsin, Eastern	27.0	37	137
Iowa, Northern	27.0	34	126
Iowa, Southern	25.9	21	81
Kansas	25.6	44	172
Michigan, Eastern	25.6	46	180
Alaska	23.8	10	42
Arizona	23.8	5	21
Indiana, Southern	23.2	16	69
North Carolina, Middle	21.7	55	253
Louisiana, Western	20.4	39	191
Kentucky, Western	20.4	23	113
Texas, Northern	20.2	40	198
Washington, Eastern	20.0	8	40
Oregon	20.0	4	20
New York, Southern	19.5	75	384
Georgia, Northern	19.2	10	52
Arkansas, Eastern	18.4	14	76
Louisiana, Eastern	18.4	34	185
Oklahoma, Northern	18.2	8	44
Wyoming	18.2	2	11
Missouri, Eastern	17.4	72	413
California, Northern	16.7	11	66
Utah	16.7	2	12
Washington, Western	16.3	13	80
Georgia, Southern	15.3	18	118
Oklahoma, Western	14.8	8	54
California, Central	14.3	10	70
Nevada	14.3	6	42
Massachusetts	14.0	27	193
West Virginia, Southern	13.3	26	196
Florida, Southern	13.2	52	394
Delaware	12.5	4	32
Mississippi, Southern	11.1	13	117
Pennsylvania, Western	9.7	16	165
West Virginia, Northern	9.7	39	403
Texas, Eastern	8.9	24	270
New Mexico	8.5	5	59
Wisconsin, Western	6.6	9	137
Illinois, Southern	6.3	9	142
Rhode Island	4.1	3	73
Virginia, Eastern	3.8	34	905
Nebraska	3.6	8	224
Puerto Rico	1.3	2	150
South Dakota	0.0	0	27

The following districts had no crack cocaine trafficking offenses in the selected time period: Guam, and Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of §5K1.1 Substantial Assistance Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<i>Gall</i> <b>Period</b>		
	(12/11/07 - 9/30/11)		
	<b>Percent</b>	<b>Number of §5K1.1 Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Colorado	66.7	46	69
Montana	66.7	2	3
Kentucky, Eastern	64.5	109	169
North Carolina, Eastern	54.7	313	572
Maine	53.2	41	77
New York, Western	50.4	135	268
Idaho	50.0	4	8
Minnesota	47.2	101	214
Alabama, Middle	46.7	56	120
Pennsylvania, Eastern	46.6	164	352
North Carolina, Western	45.9	167	364
Wisconsin, Eastern	45.3	111	245
North Dakota	43.5	10	23
New York, Northern	42.1	99	235
Ohio, Southern	41.8	99	237
Arkansas, Western	39.0	23	59
District of Columbia	37.9	85	224
Illinois, Central	37.7	154	409
Florida, Northern	37.5	60	160
Pennsylvania, Middle	36.8	133	361
Alabama, Northern	36.7	58	158
Tennessee, Middle	36.2	21	58
Alabama, Southern	36.0	89	247
Vermont	36.0	27	75
Louisiana, Middle	35.9	28	78
Mississippi, Northern	35.9	33	92
Iowa, Southern	35.5	72	203
Tennessee, Western	34.4	64	186
California, Eastern	34.0	35	103
New Jersey	33.7	70	208
Ohio, Northern	33.6	78	232
South Carolina	33.1	283	856
Kentucky, Western	32.2	74	230
Oregon	31.7	13	41
North Carolina, Middle	31.2	89	285
New York, Eastern	31.2	98	314
Michigan, Western	29.9	53	177
New Hampshire	29.8	39	131
Maryland	29.5	77	261
Kansas	29.4	72	245
Tennessee, Eastern	28.3	118	417
Georgia, Southern	27.3	59	216

**Spread of Rates of §5K1.1 Substantial Assistance Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

*Gall*

**Period**

(12/11/07 - 9/30/11)

<b>District</b>	<b>Percent</b>	<b>Number of §5K1.1 Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Virginia, Western	26.6	94	353
Texas, Southern	26.0	33	127
Georgia, Middle	24.9	44	177
Florida, Middle	24.7	135	547
Missouri, Western	24.1	46	191
Oklahoma, Western	23.9	21	88
Delaware	23.4	11	47
Texas, Northern	22.4	32	143
Texas, Western	22.2	124	559
Illinois, Northern	22.1	72	326
Connecticut	21.7	68	314
Virgin Islands	21.4	6	28
Michigan, Eastern	21.3	59	277
Iowa, Northern	20.0	27	135
Washington, Western	19.3	17	88
Indiana, Northern	19.2	42	219
Arizona	19.0	4	21
Pennsylvania, Western	18.1	49	270
Missouri, Eastern	16.9	63	373
Arkansas, Eastern	16.8	21	125
New Mexico	16.7	12	72
Louisiana, Western	16.2	21	130
Oklahoma, Eastern	16.0	4	25
Indiana, Southern	15.3	19	124
Alaska	15.2	14	92
New York, Southern	15.1	61	404
Louisiana, Eastern	14.3	36	252
Washington, Eastern	13.2	5	38
California, Southern	12.5	4	32
West Virginia, Northern	11.8	47	397
California, Central	11.1	36	323
Mississippi, Southern	11.0	12	109
West Virginia, Southern	9.4	23	244
California, Northern	8.6	14	163
Massachusetts	8.5	25	293
Florida, Southern	8.3	33	398
Texas, Eastern	8.3	25	302
Wisconsin, Western	7.9	9	114
Oklahoma, Northern	7.7	2	26
Wyoming	7.7	1	13
Utah	7.1	1	14
Georgia, Northern	6.1	2	33
Rhode Island	5.7	4	70
Nevada	5.4	2	37
Puerto Rico	4.4	24	549
Nebraska	3.8	10	265
Illinois, Southern	3.6	7	194
Virginia, Eastern	2.4	19	786
South Dakota	0.0	0	46
Hawaii	0.0	0	3

The following districts had no crack cocaine trafficking offenses in the selected time period: Guam, and Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of Other Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>Percent</b>	<b>PROTECT Act</b>	
		<b>Number of Other Govt Sponsored Below Range Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
		<b>Period</b>	
		<b>(5/1/03 - 6/24/04)</b>	
California, Southern	33.3	3	9
Oklahoma, Eastern	33.3	2	6
Arizona	31.3	5	16
New Mexico	8.7	4	46
Nebraska	8.1	6	74
Mississippi, Northern	6.9	2	29
Louisiana, Middle	6.7	2	30
District of Columbia	4.8	6	124
California, Northern	4.8	1	21
Connecticut	4.4	4	90
New York, Eastern	4.3	3	70
Louisiana, Eastern	3.5	2	57
New Jersey	2.9	1	34
Minnesota	2.8	1	36
Texas, Western	2.5	4	162
New York, Northern	2.0	1	50
Illinois, Northern	1.8	2	113
Massachusetts	1.6	1	61
Virginia, Western	1.5	2	134
Missouri, Eastern	1.4	2	139
New York, Western	1.4	1	72
Pennsylvania, Eastern	1.3	2	159
Indiana, Northern	1.2	1	86
North Carolina, Eastern	1.0	1	100
Texas, Eastern	0.8	1	127
Virginia, Eastern	0.4	1	253
Florida, Middle	0.0	0	265
South Carolina	0.0	0	219
Pennsylvania, Middle	0.0	0	112
Texas, Southern	0.0	0	108
Florida, Southern	0.0	0	108
West Virginia, Northern	0.0	0	106
New York, Southern	0.0	0	104
West Virginia, Southern	0.0	0	102
Tennessee, Eastern	0.0	0	102
Illinois, Central	0.0	0	92
Ohio, Northern	0.0	0	80
Florida, Northern	0.0	0	80
Georgia, Middle	0.0	0	79
Michigan, Eastern	0.0	0	77
Illinois, Southern	0.0	0	74
North Carolina, Western	0.0	0	73

**Spread of Rates of Other Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

District	PROTECT Act		
	Period		
	(5/1/03 - 6/24/04)		
Percent	Number of Other Govt Sponsored Below Range Sentences Imposed	Total Number of Crack Cocaine Trafficking Sentences Imposed	
Louisiana, Western	0.0	0	69
Missouri, Western	0.0	0	68
Kansas	0.0	0	65
New Hampshire	0.0	0	62
North Carolina, Middle	0.0	0	58
Mississippi, Southern	0.0	0	58
Texas, Northern	0.0	0	57
Iowa, Northern	0.0	0	56
Alabama, Southern	0.0	0	55
Colorado	0.0	0	51
Maryland	0.0	0	48
Alabama, Northern	0.0	0	47
Maine	0.0	0	43
Arkansas, Eastern	0.0	0	41
Vermont	0.0	0	40
Michigan, Western	0.0	0	39
Kentucky, Eastern	0.0	0	37
Tennessee, Western	0.0	0	37
Pennsylvania, Western	0.0	0	35
Kentucky, Western	0.0	0	32
Ohio, Southern	0.0	0	32
Georgia, Southern	0.0	0	31
California, Eastern	0.0	0	30
Iowa, Southern	0.0	0	28
Georgia, Northern	0.0	0	25
Wisconsin, Eastern	0.0	0	24
Puerto Rico	0.0	0	23
Hawaii	0.0	0	23
Rhode Island	0.0	0	22
Alabama, Middle	0.0	0	22
Arkansas, Western	0.0	0	21
California, Central	0.0	0	19
Tennessee, Middle	0.0	0	18
Wisconsin, Western	0.0	0	17
Indiana, Southern	0.0	0	16
Alaska	0.0	0	16
Oklahoma, Western	0.0	0	15
Nevada	0.0	0	11
Utah	0.0	0	10
Delaware	0.0	0	9
Virgin Islands	0.0	0	9
Washington, Eastern	0.0	0	9
Oregon	0.0	0	6
South Dakota	0.0	0	5
Washington, Western	0.0	0	5
Oklahoma, Northern	0.0	0	4
Montana	0.0	0	1
Wyoming	0.0	0	1

The following districts had no crack cocaine trafficking offenses in the selected time period: North Dakota, Guam, Idaho, and Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of Other Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>Percent</b>	<b>Booker Period</b>	
		<b>(1/12/05 - 12/10/07)</b>	
		<b>Number of Other Govt Sponsored Below Range Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Wyoming	36.4	4	11
Washington, Western	32.5	26	80
Nevada	21.4	9	42
Oregon	20.0	4	20
Arizona	19.0	4	21
North Dakota	16.7	1	6
Mississippi, Northern	15.9	18	113
California, Northern	15.2	10	66
District of Columbia	15.0	41	273
New Mexico	13.6	8	59
Washington, Eastern	12.5	5	40
Nebraska	10.3	23	224
New Hampshire	9.2	12	131
Utah	8.3	1	12
California, Eastern	8.0	9	113
Kansas	7.6	13	172
Tennessee, Western	6.8	8	117
Tennessee, Middle	6.5	3	46
New York, Eastern	5.9	13	220
California, Central	5.7	4	70
Massachusetts	5.7	11	193
Pennsylvania, Middle	5.5	21	385
Alaska	4.8	2	42
Indiana, Southern	4.3	3	69
Pennsylvania, Eastern	4.2	11	262
Rhode Island	4.1	3	73
Georgia, Northern	3.8	2	52
Maryland	3.7	7	191
Kentucky, Western	3.5	4	113
Minnesota	3.3	5	152
Delaware	3.1	1	32
Vermont	3.1	2	65
Ohio, Northern	3.1	11	360
New York, Western	2.7	6	220
Illinois, Northern	2.5	7	284
Texas, Eastern	2.2	6	270
Michigan, Eastern	2.2	4	180
Ohio, Southern	2.1	5	238
Oklahoma, Western	1.9	1	54
Virginia, Western	1.5	7	474
Missouri, Eastern	1.5	6	413
Texas, Southern	1.4	2	144



**Spread of Rates of Other Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

<i>Booker</i>				
<b>Period</b>				
<b>(1/12/05 - 12/10/07)</b>				
<b>District</b>	<b>Percent</b>	<b>Number of Other Govt Sponsored Below Range Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>	
Iowa, Southern	1.2	1	81	
Colorado	1.2	1	83	
New Jersey	1.2	2	167	
New York, Northern	1.2	2	170	
New York, Southern	1.0	4	384	
North Carolina, Western	1.0	3	293	
Texas, Northern	1.0	2	198	
South Carolina	0.9	5	566	
Mississippi, Southern	0.9	1	117	
Illinois, Central	0.8	2	239	
Connecticut	0.8	2	248	
Florida, Southern	0.8	3	394	
Wisconsin, Eastern	0.7	1	137	
Puerto Rico	0.7	1	150	
Michigan, Western	0.6	1	167	
Indiana, Northern	0.6	1	177	
Alabama, Southern	0.6	1	178	
Louisiana, Eastern	0.5	1	185	
West Virginia, Northern	0.5	2	403	
Tennessee, Eastern	0.5	1	213	
Georgia, Middle	0.4	1	231	
North Carolina, Middle	0.4	1	253	
Florida, Middle	0.4	2	563	
Texas, Western	0.3	1	390	
Virginia, Eastern	0.0	0	905	
North Carolina, Eastern	0.0	0	373	
Missouri, Western	0.0	0	201	
West Virginia, Southern	0.0	0	196	
Kentucky, Eastern	0.0	0	194	
Louisiana, Western	0.0	0	191	
Florida, Northern	0.0	0	168	
Pennsylvania, Western	0.0	0	165	
Illinois, Southern	0.0	0	142	
Wisconsin, Western	0.0	0	137	
Iowa, Northern	0.0	0	126	
Alabama, Northern	0.0	0	118	
Georgia, Southern	0.0	0	118	
Arkansas, Eastern	0.0	0	76	
Louisiana, Middle	0.0	0	74	
Maine	0.0	0	64	
Alabama, Middle	0.0	0	53	
Oklahoma, Northern	0.0	0	44	
Arkansas, Western	0.0	0	38	
South Dakota	0.0	0	27	
Hawaii	0.0	0	26	
Oklahoma, Eastern	0.0	0	10	
Montana	0.0	0	9	
California, Southern	0.0	0	6	
Virgin Islands	0.0	0	3	
Idaho	0.0	0	3	

The following districts had no crack cocaine trafficking offenses in the selected time period: Guam, and Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of Other Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>Percent</b>	<i>Gall</i> <b>Period</b>	
		<b>(12/11/07 - 9/30/11)</b>	
		<b>Number of Other Govt Sponsored Below Range Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Washington, Western	25.0	22	88
California, Northern	24.5	40	163
Oregon	24.4	10	41
Washington, Eastern	21.1	8	38
Georgia, Northern	18.2	6	33
Massachusetts	17.1	50	293
New Mexico	16.7	12	72
South Dakota	15.2	7	46
District of Columbia	14.7	33	224
Utah	14.3	2	14
Alaska	13.0	12	92
Indiana, Southern	12.1	15	124
California, Central	11.8	38	323
Kentucky, Western	11.7	27	230
Wisconsin, Eastern	11.4	28	245
Tennessee, Middle	10.3	6	58
Kansas	10.2	25	245
New Hampshire	9.9	13	131
Maryland	9.6	25	261
Vermont	9.3	7	75
Nevada	8.1	3	37
Wyoming	7.7	1	13
California, Eastern	6.8	7	103
Pennsylvania, Middle	6.4	23	361
Ohio, Southern	6.3	15	237
Tennessee, Western	5.9	11	186
Texas, Eastern	5.3	16	302
Missouri, Western	5.2	10	191
Florida, Southern	4.8	19	398
Arizona	4.8	1	21
Ohio, Northern	4.7	11	232
Indiana, Northern	4.6	10	219
Puerto Rico	4.6	25	549
Pennsylvania, Eastern	4.5	16	352
Connecticut	4.1	13	314
Virgin Islands	3.6	1	28
Iowa, Southern	3.4	7	203
Virginia, Western	3.4	12	353
South Carolina	2.9	25	856
Nebraska	2.6	7	265
Michigan, Eastern	2.5	7	277
Missouri, Eastern	2.4	9	373

**Spread of Rates of Other Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

*Gall*  
**Period**  
**(12/11/07 - 9/30/11)**

<b>District</b>	<b>Percent</b>	<b>Number of Other Govt Sponsored Below Range Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Arkansas, Eastern	2.4	3	125
Texas, Western	2.3	13	559
New York, Western	2.2	6	268
New York, Southern	2.2	9	404
New Jersey	1.9	4	208
New York, Eastern	1.9	6	314
Georgia, Middle	1.7	3	177
Alabama, Middle	1.7	2	120
West Virginia, Northern	1.5	6	397
Pennsylvania, Western	1.5	4	270
Iowa, Northern	1.5	2	135
Colorado	1.4	1	69
Texas, Northern	1.4	2	143
Florida, Middle	1.3	7	547
Louisiana, Eastern	1.2	3	252
Kentucky, Eastern	1.2	2	169
North Carolina, Western	1.1	4	364
Illinois, Central	1.0	4	409
Virginia, Eastern	0.9	7	786
New York, Northern	0.9	2	235
North Carolina, Middle	0.7	2	285
Illinois, Southern	0.5	1	194
Georgia, Southern	0.5	1	216
West Virginia, Southern	0.4	1	244
Illinois, Northern	0.3	1	326
Tennessee, Eastern	0.2	1	417
North Carolina, Eastern	0.2	1	572
Alabama, Southern	0.0	0	247
Minnesota	0.0	0	214
Michigan, Western	0.0	0	177
Florida, Northern	0.0	0	160
Alabama, Northern	0.0	0	158
Louisiana, Western	0.0	0	130
Texas, Southern	0.0	0	127
Wisconsin, Western	0.0	0	114
Mississippi, Southern	0.0	0	109
Mississippi, Northern	0.0	0	92
Oklahoma, Western	0.0	0	88
Louisiana, Middle	0.0	0	78
Maine	0.0	0	77
Rhode Island	0.0	0	70
Arkansas, Western	0.0	0	59
Delaware	0.0	0	47
California, Southern	0.0	0	32
Oklahoma, Northern	0.0	0	26
Oklahoma, Eastern	0.0	0	25
North Dakota	0.0	0	23
Idaho	0.0	0	8
Hawaii	0.0	0	3
Montana	0.0	0	3

The following districts had no crack cocaine trafficking offenses in the selected time period: Guam, and Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of Non-Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>Percent</b>	<b>Koon Period (6/13/96 - 4/30/03)</b>	
		<b>Number of Non-Govt Sponsored Below Range Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Utah	44.4	4	9
Arizona	39.8	45	113
Connecticut	35.1	92	262
North Dakota	33.3	1	3
New York, Eastern	33.2	106	319
Oregon	27.3	18	66
Vermont	27.1	23	85
California, Northern	26.4	19	72
Washington, Eastern	25.3	24	95
California, Central	22.5	9	40
Nevada	21.6	38	176
Massachusetts	20.0	83	416
Washington, Western	19.2	15	78
South Dakota	19.2	5	26
California, Southern	17.6	6	34
Alaska	17.6	13	74
Minnesota	16.8	47	280
New Mexico	16.3	42	257
Nebraska	16.3	46	283
New York, Southern	15.6	119	765
New Jersey	13.9	29	209
District of Columbia	13.8	89	645
Virgin Islands	13.6	6	44
New York, Northern	12.0	52	432
Oklahoma, Eastern	11.4	4	35
Georgia, Northern	11.0	28	255
Maryland	10.1	32	317
Colorado	10.0	22	219
Pennsylvania, Western	10.0	28	279
Hawaii	9.1	12	132
New Hampshire	9.0	26	289
Rhode Island	8.8	10	114
Iowa, Southern	8.5	21	247
Texas, Western	8.5	64	756
Ohio, Southern	8.0	25	313
Florida, Southern	7.9	62	783
Mississippi, Northern	7.8	24	306
Arkansas, Western	7.7	8	104
Wyoming	7.7	1	13
California, Eastern	7.4	9	122
Kansas	7.4	22	299
Iowa, Northern	7.3	14	191

**Spread of Rates of Non-Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

District	<i>Koon</i>		
	Period		
	(6/13/96 - 4/30/03)		
Percent	Number of Non-Govt Sponsored Below Range Sentences Imposed	Total Number of Crack Cocaine Trafficking Sentences Imposed	
Ohio, Northern	6.9	44	639
Delaware	6.8	4	59
Pennsylvania, Eastern	6.6	38	574
Texas, Eastern	6.6	66	999
Louisiana, Eastern	6.6	23	350
Texas, Northern	6.5	28	432
Kentucky, Western	6.3	8	126
Florida, Middle	6.3	91	1,434
Michigan, Eastern	6.3	31	494
Illinois, Central	6.2	31	499
Missouri, Eastern	6.2	38	612
Illinois, Northern	6.2	16	259
Michigan, Western	5.9	13	220
Wisconsin, Eastern	5.8	11	190
Tennessee, Western	5.7	17	296
Pennsylvania, Middle	5.6	16	288
Texas, Southern	5.5	43	787
Puerto Rico	5.2	5	97
Mississippi, Southern	5.0	20	400
Alabama, Middle	5.0	13	260
Virginia, Eastern	4.8	54	1,134
Georgia, Middle	4.5	23	512
Maine	4.1	4	97
Missouri, Western	4.1	10	244
Wisconsin, Western	3.8	3	78
Indiana, Northern	3.8	18	478
Indiana, Southern	3.5	5	143
New York, Western	3.4	11	321
North Carolina, Eastern	3.4	31	914
Louisiana, Middle	3.2	2	62
Illinois, Southern	3.2	23	716
Tennessee, Middle	2.9	3	102
Alabama, Southern	2.9	16	546
Georgia, Southern	2.9	11	378
Louisiana, Western	2.9	15	526
North Carolina, Western	2.5	22	895
West Virginia, Southern	2.3	8	349
Virginia, Western	2.1	15	718
Tennessee, Eastern	2.1	9	438
West Virginia, Northern	2.0	11	544
North Carolina, Middle	2.0	12	599
Kentucky, Eastern	1.9	5	260
Oklahoma, Western	1.7	3	177
South Carolina	1.6	21	1,312
Arkansas, Eastern	1.5	4	267
Alabama, Northern	1.3	5	390
Florida, Northern	1.1	6	563
Oklahoma, Northern	0.0	0	39
Montana	0.0	0	14
Guam	0.0	0	1
Idaho	0.0	0	1

The following districts had no crack cocaine trafficking offenses in the selected time period: Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of Non-Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses**

District	Percent	PROTECT Act Period (5/1/03 - 6/24/04)	
		Number of Non-Govt Sponsored Below Range Sentences Imposed	Total Number of Crack Cocaine Trafficking Sentences Imposed
Connecticut	23.3	21	90
Massachusetts	18.0	11	61
New York, Northern	18.0	9	50
Nebraska	17.6	13	74
New York, Eastern	17.1	12	70
Oregon	16.7	1	6
Iowa, Southern	14.3	4	28
California, Northern	14.3	3	21
Vermont	12.5	5	40
Alaska	12.5	2	16
Washington, Eastern	11.1	1	9
New Mexico	10.9	5	46
Utah	10.0	1	10
New York, Southern	9.6	10	104
Kentucky, Western	9.4	3	32
Florida, Middle	9.1	24	265
Illinois, Central	8.7	8	92
Maryland	8.3	4	48
Minnesota	8.3	3	36
Georgia, Northern	8.0	2	25
California, Eastern	6.7	2	30
New Hampshire	6.5	4	62
Georgia, Southern	6.5	2	31
Ohio, Northern	6.3	5	80
Florida, Southern	5.6	6	108
Virginia, Eastern	5.5	14	253
Texas, Northern	5.3	3	57
California, Central	5.3	1	19
Maine	4.7	2	43
Rhode Island	4.5	1	22
Alabama, Middle	4.5	1	22
Puerto Rico	4.3	1	23
Wisconsin, Eastern	4.2	1	24
Illinois, Southern	4.1	3	74
Pennsylvania, Eastern	3.8	6	159
Pennsylvania, Middle	3.6	4	112
Louisiana, Eastern	3.5	2	57
Mississippi, Northern	3.4	1	29
Ohio, Southern	3.1	1	32
Texas, Western	3.1	5	162
North Carolina, Eastern	3.0	3	100
Tennessee, Eastern	2.9	3	102

**Spread of Rates of Non-Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

District	PROTECT Act		
	Period		
	(5/1/03 - 6/24/04)		
Percent	Number of Non-Govt Sponsored Below Range Sentences Imposed	Total Number of Crack Cocaine Trafficking Sentences Imposed	
New Jersey	2.9	1	34
Pennsylvania, Western	2.9	1	35
Tennessee, Western	2.7	1	37
Arkansas, Eastern	2.4	1	41
Texas, Eastern	2.4	3	127
West Virginia, Southern	2.0	2	102
Colorado	2.0	1	51
Texas, Southern	1.9	2	108
Illinois, Northern	1.8	2	113
North Carolina, Middle	1.7	1	58
District of Columbia	1.6	2	124
Missouri, Western	1.5	1	68
Missouri, Eastern	1.4	2	139
New York, Western	1.4	1	72
Michigan, Eastern	1.3	1	77
Florida, Northern	1.3	1	80
Indiana, Northern	1.2	1	86
West Virginia, Northern	0.9	1	106
South Carolina	0.9	2	219
Virginia, Western	0.0	0	134
Georgia, Middle	0.0	0	79
North Carolina, Western	0.0	0	73
Louisiana, Western	0.0	0	69
Kansas	0.0	0	65
Mississippi, Southern	0.0	0	58
Iowa, Northern	0.0	0	56
Alabama, Southern	0.0	0	55
Alabama, Northern	0.0	0	47
Michigan, Western	0.0	0	39
Kentucky, Eastern	0.0	0	37
Louisiana, Middle	0.0	0	30
Hawaii	0.0	0	23
Arkansas, Western	0.0	0	21
Tennessee, Middle	0.0	0	18
Wisconsin, Western	0.0	0	17
Indiana, Southern	0.0	0	16
Arizona	0.0	0	16
Oklahoma, Western	0.0	0	15
Nevada	0.0	0	11
Delaware	0.0	0	9
Virgin Islands	0.0	0	9
California, Southern	0.0	0	9
Oklahoma, Eastern	0.0	0	6
South Dakota	0.0	0	5
Washington, Western	0.0	0	5
Oklahoma, Northern	0.0	0	4
Montana	0.0	0	1
Wyoming	0.0	0	1

The following districts had no crack cocaine trafficking offenses in the selected time period: North Dakota, Guam, Idaho, and Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of Non-Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>Percent</b>	<b>Booker Period (1/12/05 - 12/10/07)</b>	
		<b>Number of Non-Govt Sponsored Below Range Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Utah	41.7	5	12
Rhode Island	39.7	29	73
Massachusetts	35.2	68	193
Virgin Islands	33.3	1	3
Idaho	33.3	1	3
Connecticut	32.3	80	248
New York, Eastern	31.4	69	220
Washington, Eastern	30.0	12	40
New York, Southern	29.4	113	384
Delaware	28.1	9	32
Washington, Western	27.5	22	80
California, Northern	27.3	18	66
Wisconsin, Eastern	27.0	37	137
California, Central	25.7	18	70
Georgia, Northern	25.0	13	52
Oregon	25.0	5	20
Pennsylvania, Eastern	23.7	62	262
Hawaii	23.1	6	26
Minnesota	23.0	35	152
Nebraska	21.4	48	224
Alaska	21.4	9	42
District of Columbia	19.8	54	273
Ohio, Southern	19.7	47	238
Illinois, Central	18.8	45	239
Pennsylvania, Western	18.8	31	165
Iowa, Southern	18.5	15	81
South Dakota	18.5	5	27
Michigan, Western	17.4	29	167
New York, Northern	17.1	29	170
Florida, Middle	17.1	96	563
Vermont	16.9	11	65
Illinois, Northern	16.9	48	284
Maryland	16.8	32	191
Oklahoma, Western	16.7	9	54
North Dakota	16.7	1	6
New Hampshire	16.0	21	131
Arkansas, Eastern	15.8	12	76
Florida, Southern	15.5	61	394
New Jersey	14.4	24	167
Missouri, Eastern	14.3	59	413
Arizona	14.3	3	21
Wisconsin, Western	13.9	19	137



**Spread of Rates of Non-Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

District	<i>Booker</i>		
	Period		
	(1/12/05 - 12/10/07)		
Percent	Number of Non-Govt Sponsored Below Range Sentences Imposed	Total Number of Crack Cocaine Trafficking Sentences Imposed	
Indiana, Southern	13.0	9	69
Michigan, Eastern	12.8	23	180
Virginia, Eastern	12.5	113	905
Kentucky, Western	12.4	14	113
Texas, Eastern	12.2	33	270
Colorado	12.0	10	83
Nevada	11.9	5	42
California, Eastern	11.5	13	113
North Carolina, Middle	11.5	29	253
Missouri, Western	11.4	23	201
Pennsylvania, Middle	11.4	44	385
New York, Western	11.4	25	220
Kansas	11.0	19	172
Maine	10.9	7	64
Tennessee, Middle	10.9	5	46
Alabama, Southern	10.7	19	178
Louisiana, Western	10.5	20	191
Iowa, Northern	10.3	13	126
New Mexico	10.2	6	59
Ohio, Northern	9.7	35	360
Texas, Southern	9.7	14	144
Tennessee, Western	9.4	11	117
Texas, Northern	9.1	18	198
Georgia, Southern	8.5	10	118
Arkansas, Western	7.9	3	38
Alabama, Northern	7.6	9	118
West Virginia, Northern	7.2	29	403
West Virginia, Southern	7.1	14	196
Louisiana, Eastern	6.5	12	185
Virginia, Western	5.9	28	474
Texas, Western	5.9	23	390
South Carolina	5.8	33	566
Illinois, Southern	5.6	8	142
Kentucky, Eastern	5.2	10	194
Florida, Northern	4.8	8	168
Oklahoma, Northern	4.5	2	44
North Carolina, Western	4.4	13	293
Mississippi, Southern	4.3	5	117
North Carolina, Eastern	4.0	15	373
Georgia, Middle	3.9	9	231
Tennessee, Eastern	3.8	8	213
Indiana, Northern	3.4	6	177
Louisiana, Middle	2.7	2	74
Puerto Rico	2.7	4	150
Alabama, Middle	1.9	1	53
Mississippi, Northern	1.8	2	113
Wyoming	0.0	0	11
Oklahoma, Eastern	0.0	0	10
Montana	0.0	0	9
California, Southern	0.0	0	6

The following districts had no crack cocaine trafficking offenses in the selected time period: Guam, and Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.

**Spread of Rates of Non-Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses**

<b>District</b>	<b>Percent</b>	<i>Gall</i> <b>Period</b>	
		<b>(12/11/07 - 9/30/11)</b>	
		<b>Number of Non-Govt Sponsored Below Range Sentences Imposed</b>	<b>Total Number of Crack Cocaine Trafficking Sentences Imposed</b>
Hawaii	66.7	2	3
Rhode Island	58.6	41	70
Wisconsin, Western	51.8	59	114
Connecticut	47.5	149	314
Delaware	46.8	22	47
Vermont	46.7	35	75
New York, Southern	44.3	179	404
Illinois, Northern	44.2	144	326
West Virginia, Southern	43.0	105	244
New York, Eastern	41.1	129	314
Massachusetts	38.6	113	293
Wyoming	38.5	5	13
Pennsylvania, Western	37.0	100	270
California, Central	33.7	109	323
New Hampshire	31.3	41	131
California, Southern	31.3	10	32
South Dakota	30.4	14	46
Minnesota	30.4	65	214
Florida, Middle	29.6	162	547
Washington, Eastern	28.9	11	38
Utah	28.6	4	14
Oklahoma, Eastern	28.0	7	25
Florida, Southern	26.6	106	398
Washington, Western	26.1	23	88
North Dakota	26.1	6	23
Michigan, Western	26.0	46	177
West Virginia, Northern	25.7	102	397
Idaho	25.0	2	8
Virginia, Eastern	24.6	193	786
Nebraska	24.2	64	265
Pennsylvania, Middle	24.1	87	361
Ohio, Southern	24.1	57	237
Missouri, Eastern	23.3	87	373
New York, Northern	23.0	54	235
New Jersey	22.1	46	208
District of Columbia	21.9	49	224
Wisconsin, Eastern	21.6	53	245
Oklahoma, Western	21.6	19	88
Virgin Islands	21.4	6	28
Michigan, Eastern	20.9	58	277
California, Northern	20.9	34	163
Maine	20.8	16	77

**Spread of Rates of Non-Government Sponsored Below Range Sentences  
Crack Cocaine Trafficking Offenses (cont.)**

District	Gall Period		
	(12/11/07 - 9/30/11)		
	Percent	Number of Non-Govt Sponsored Below Range Sentences Imposed	Total Number of Crack Cocaine Trafficking Sentences Imposed
Tennessee, Middle	20.7	12	58
Alaska	20.7	19	92
Tennessee, Western	20.4	38	186
Texas, Northern	20.3	29	143
Missouri, Western	19.9	38	191
Virginia, Western	19.0	67	353
Nevada	18.9	7	37
Georgia, Northern	18.2	6	33
Georgia, Southern	17.6	38	216
California, Eastern	17.5	18	103
Illinois, Central	17.1	70	409
Pennsylvania, Eastern	17.0	60	352
Iowa, Northern	17.0	23	135
Tennessee, Eastern	17.0	71	417
Arkansas, Western	16.9	10	59
Indiana, Northern	16.9	37	219
Maryland	16.9	44	261
New Mexico	16.7	12	72
North Carolina, Middle	16.5	47	285
Arkansas, Eastern	16.0	20	125
South Carolina	15.4	132	856
Ohio, Northern	13.8	32	232
Kentucky, Western	13.5	31	230
New York, Western	13.4	36	268
Illinois, Southern	13.4	26	194
Texas, Southern	13.4	17	127
Indiana, Southern	12.9	16	124
Mississippi, Southern	12.8	14	109
Louisiana, Eastern	12.7	32	252
Texas, Eastern	12.3	37	302
Oregon	12.2	5	41
Alabama, Northern	12.0	19	158
Puerto Rico	11.7	64	549
Louisiana, Middle	11.5	9	78
Florida, Northern	11.3	18	160
Iowa, Southern	10.8	22	203
Alabama, Southern	9.3	23	247
Louisiana, Western	9.2	12	130
Texas, Western	8.9	50	559
Kansas	7.8	19	245
Colorado	7.2	5	69
North Carolina, Eastern	5.2	30	572
North Carolina, Western	5.2	19	364
Arizona	4.8	1	21
Georgia, Middle	4.5	8	177
Mississippi, Northern	4.3	4	92
Alabama, Middle	4.2	5	120
Oklahoma, Northern	3.8	1	26
Kentucky, Eastern	3.0	5	169
Montana	0.0	0	3

The following districts had no crack cocaine trafficking offenses in the selected time period: Guam, and Northern Mariana Islands.

SOURCE: U.S. Sentencing Commission, 2011 Booker Report Datafiles.