

Table 45

**SENTENCE IMPOSED AND DEPARTURE STATUS OF DEFENDANT BY IMMIGRATION GUIDELINE
(October 1, 1995, through September 30, 1996)**

SENTENCING GUIDELINE	DEPARTURE STATUS														
	TOTAL			Downward Departure			Substantial Assistance Departure			Within Range			Upward Departure		
	n	Mean	Med	n	Mean	Med	n	Mean	Med	n	Mean	Med	n	Mean	Med
ALL GUIDELINES ¹	40,720	51.3	24.0	4,188	33.6	18.0	7,824	42.5	28.0	28,321	55.6	24.0	387	109.1	60.0
2L1.1 ²	977	5.9	4.0	89	5.0	4.0	36	4.7	4.0	835	5.8	4.0	17	18.3	14.0
2L1.2 ³	2,452	28.9	24.0	885	28.0	21.0	78	33.0	27.0	1,473	29.0	24.0	16	42.3	41.5
2L2.1 ⁴	190	6.1	4.0	9	5.4	0.0	13	3.0	0.4	168	6.4	4.5	0	--	--
2L2.2 ⁵	448	3.2	3.0	15	4.7	5.0	1	2.0	2.0	430	3.1	3.0	2	13.0	13.0

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¹Of the 42,436 total cases, 1,716 were excluded due to one or more of the following reasons: no analogous guidelines (147), missing departure information (1,410), or missing sentencing information (337).

²Of the 1,005 cases sentenced pursuant to USSG §2L1.1, 28 were excluded due to one or both of the following reasons: missing departure information (23), or missing sentencing information (9).

³Of the 2,543 cases sentenced pursuant to USSG §2L1.2, 91 were excluded due to one or both of the following reasons: missing departure information (88), or missing sentencing information (17).

⁴Of the 204 cases sentenced pursuant to USSG §2L2.1, 14 were excluded due to one of the following reasons: missing departure information (13), or missing sentencing information (1).

⁵Of the 470 cases sentenced pursuant to USSG §2L2.2, 22 were excluded due to one or both of the following reasons: missing departure information (21), or missing sentencing information (3).

SOURCE: U.S. Sentencing Commission, 1996 Datafile, MONFY96.