

Table 21

**OFFENDERS IN EACH OFFENSE LEVEL AND CRIMINAL HISTORY CATEGORY<sup>1</sup>**  
**Fiscal Year 2004, Post-Blakely (June 25, 2004, through September 30, 2004)**

OFFENSE LEVEL	TOTAL			CRIMINAL HISTORY CATEGORY					
	Number	Percent	Cumulative Percent	I	II	III	IV	V	VI
2	78	0.5	0.5	55	16	3	2	1	1
3	10	0.1	0.6	8	1	0	0	0	1
4	443	3.0	3.6	294	33	61	16	18	21
5	27	0.2	3.8	24	0	2	0	1	0
6	940	6.4	10.2	495	160	180	57	23	25
7	149	1.0	11.2	84	8	20	17	10	10
8	448	3.0	14.2	305	48	48	16	6	25
9	119	0.8	15.0	77	16	8	10	2	6
10	1,078	7.3	22.4	531	124	172	133	61	57
11	147	1.0	23.4	71	16	20	12	7	21
12	729	5.0	28.3	400	82	105	51	26	65
13	1,219	8.3	36.6	551	152	232	129	72	83
14	192	1.3	37.9	102	21	26	14	6	23
15	694	4.7	42.6	445	76	77	46	17	33
16	168	1.1	43.8	116	12	19	8	3	10
17	978	6.6	50.4	342	125	209	137	80	85
18	175	1.2	51.6	109	24	17	7	10	8
19	501	3.4	55.0	257	48	80	45	29	42
20	155	1.1	56.1	71	23	23	17	7	14
21	1,707	11.6	67.7	444	225	382	269	187	200
22	186	1.3	68.9	95	17	40	14	5	15
23	908	6.2	75.1	423	111	159	87	48	80
24	168	1.1	76.3	63	18	36	16	16	19
25	510	3.5	79.7	203	89	88	52	41	37
26	120	0.8	80.5	50	12	25	9	13	11
27	481	3.3	83.8	305	57	54	31	14	20
28	115	0.8	84.6	53	17	21	11	9	4
29	638	4.3	88.9	258	72	116	56	33	103
30	169	1.1	90.1	53	13	13	22	21	47
31	478	3.2	93.3	130	59	82	34	15	158
32	90	0.6	93.9	38	11	12	11	3	15
33	292	2.0	95.9	142	33	44	37	14	22
34	210	1.4	97.3	35	5	14	5	3	148
35	150	1.0	98.4	56	18	28	13	8	27
36	28	0.2	98.6	12	4	8	2	0	2
37	85	0.6	99.1	23	8	14	8	2	30
38	24	0.2	99.3	5	3	4	1	1	10
39	31	0.2	99.5	12	1	8	2	1	7
40	22	0.1	99.7	7	0	3	4	3	5
41	10	0.1	99.7	3	2	2	0	2	1
42	7	0.0	99.8	2	2	1	1	1	0
43	34	0.2	100.0	12	8	5	3	1	5
<b>TOTAL</b>	<b>14,713</b>	<b>--</b>	<b>--</b>	<b>6,761</b>	<b>1,770</b>	<b>2,461</b>	<b>1,405</b>	<b>820</b>	<b>1,496</b>
<b>Percent</b>		<b>100.0</b>	<b>100.0</b>	<b>46.0</b>	<b>12.0</b>	<b>16.7</b>	<b>9.5</b>	<b>5.6</b>	<b>10.2</b>

<sup>1</sup>Of the 18,203 cases, the Commission received complete guideline application information on 14,734. Of these, 21 were excluded due to one or both of the following reasons: missing offense level (17) or missing criminal history category (11). Descriptions of variables used in this table are provided in Appendix A

SOURCE: U.S. Sentencing Commission, 2004 Datafile, USSCFY04, Post-Blakely Only Cases (June 25, 2004, through September 30, 2004)