

Table 28

OFFENDERS RECEIVING DEPARTURES IN EACH PRIMARY SENTENCING GUIDELINE¹
Fiscal Year 2004, Post-Blakely (June 25, 2004, through September 30, 2004)

Guideline	TOTAL	Within Range	Departures			
			§5K1.1	Gov't Sponsored ²	Other Downward ³	Upward ⁴
2A1.1	28	22	5	1	0	0
2A1.2	10	5	0	0	1	4
2A1.3	5	3	0	0	0	2
2A1.4	11	10	0	0	1	0
2A1.5	0	0	0	0	0	0
2A2.1	10	10	0	0	0	0
2A2.2	79	64	4	3	5	3
2A2.3	3	3	0	0	0	0
2A2.4	36	35	0	0	0	1
2A3.1	31	24	2	1	2	2
2A3.2	41	36	1	0	1	3
2A3.3	2	2	0	0	0	0
2A3.4	6	3	0	1	0	2
2A4.1	19	11	5	0	0	3
2A4.2	0	0	0	0	0	0
2A5.1	0	0	0	0	0	0
2A5.2	2	2	0	0	0	0
2A5.3	0	0	0	0	0	0
2A6.1	37	26	1	1	9	0
2A6.2	3	3	0	0	0	0
2B1.1	1,816	1,502	214	15	76	9
2B1.2	0	0	0	0	0	0
2B1.3	2	2	0	0	0	0
2B1.4	0	0	0	0	0	0
2B1.5	3	3	0	0	0	0
2B2.1	26	18	5	2	1	0
2B2.2	0	0	0	0	0	0
2B2.3	1	1	0	0	0	0
2B3.1	428	337	55	7	22	7
2B3.2	11	5	3	2	1	0
2B3.3	1	0	1	0	0	0
2B4.1	19	13	5	0	1	0
2B5.1	119	101	9	3	4	2
2B5.2	0	0	0	0	0	0
2B5.3	26	21	2	3	0	0
2B5.4	0	0	0	0	0	0
2B6.1	5	3	1	0	1	0
2C1.1	40	28	9	0	2	1
2C1.2	5	2	1	2	0	0
2C1.3	4	4	0	0	0	0
2C1.4	1	1	0	0	0	0
2C1.5	0	0	0	0	0	0
2C1.6	0	0	0	0	0	0
2C1.7	9	5	4	0	0	0
2D1.1	5,635	3,603	1,448	336	241	7
2D1.2	125	82	40	1	1	1
2D1.3	0	0	0	0	0	0
2D1.4	0	0	0	0	0	0
2D1.5	8	1	6	1	0	0
2D1.6	11	7	3	1	0	0
2D1.7	6	4	2	0	0	0

Table 28 (cont.)

Guideline	TOTAL	Within Range	Departures			
			§5K1.1	Gov't Sponsored ²	Other Downward ³	Upward ⁴
2D1.8	18	14	3	0	1	0
2D1.9	0	0	0	0	0	0
2D1.10	1	1	0	0	0	0
2D1.11	43	22	16	0	5	0
2D1.12	12	8	2	1	1	0
2D1.13	0	0	0	0	0	0
2D2.1	119	115	1	1	0	2
2D2.2	4	3	1	0	0	0
2D2.3	0	0	0	0	0	0
2D3.1	2	2	0	0	0	0
2D3.2	0	0	0	0	0	0
2D3.3	0	0	0	0	0	0
2D3.4	0	0	0	0	0	0
2D3.5	0	0	0	0	0	0
2E1.1	9	3	5	1	0	0
2E1.2	5	4	1	0	0	0
2E1.3	0	0	0	0	0	0
2E1.4	2	2	0	0	0	0
2E1.5	0	0	0	0	0	0
2E2.1	9	5	0	2	2	0
2E3.1	21	13	3	3	2	0
2E3.2	0	0	0	0	0	0
2E3.3	0	0	0	0	0	0
2E4.1	2	1	1	0	0	0
2E5.1	3	0	3	0	0	0
2E5.2	0	0	0	0	0	0
2E5.3	0	0	0	0	0	0
2E5.4	0	0	0	0	0	0
2E5.5	0	0	0	0	0	0
2E5.6	0	0	0	0	0	0
2F1.1	282	182	78	2	14	6
2F1.2	1	1	0	0	0	0
2G1.1	22	15	6	1	0	0
2G1.2	0	0	0	0	0	0
2G1.3	0	0	0	0	0	0
2G2.1	17	13	3	0	0	1
2G2.2	90	79	4	1	2	4
2G2.3	0	0	0	0	0	0
2G2.4	79	69	2	0	6	2
2G2.5	0	0	0	0	0	0
2G3.1	2	2	0	0	0	0
2G3.2	0	0	0	0	0	0
2H1.1	4	1	3	0	0	0
2H1.2	0	0	0	0	0	0
2H1.3	0	0	0	0	0	0
2H1.4	0	0	0	0	0	0
2H1.5	0	0	0	0	0	0
2H2.1	1	1	0	0	0	0
2H3.1	4	4	0	0	0	0
2H3.2	0	0	0	0	0	0
2H3.3	2	2	0	0	0	0
2H4.1	0	0	0	0	0	0
2H4.2	0	0	0	0	0	0
2J1.1	0	0	0	0	0	0
2J1.2	24	21	1	1	1	0

Table 28 (cont.)

Guideline	TOTAL	Within Range	Departures			
			§5K1.1	Gov't Sponsored ²	Other Downward ³	Upward ⁴
2J1.3	16	13	1	1	1	0
2J1.4	4	4	0	0	0	0
2J1.5	1	1	0	0	0	0
2J1.6	20	17	0	1	2	0
2J1.7	35	25	5	1	4	0
2J1.8	0	0	0	0	0	0
2J1.9	0	0	0	0	0	0
2K1.1	3	3	0	0	0	0
2K1.2	0	0	0	0	0	0
2K1.3	4	0	2	1	1	0
2K1.4	15	13	2	0	0	0
2K1.5	11	11	0	0	0	0
2K1.6	1	1	0	0	0	0
2K1.7	0	0	0	0	0	0
2K2.1	1,646	1,328	182	12	111	13
2K2.2	0	0	0	0	0	0
2K2.3	0	0	0	0	0	0
2K2.4	0	0	0	0	0	0
2K2.5	7	6	0	0	0	1
2K2.6	2	2	0	0	0	0
2K3.1	0	0	0	0	0	0
2K3.2	0	0	0	0	0	0
2L1.1	715	513	37	121	39	5
2L1.2	2,559	1,556	28	862	108	5
2L1.3	0	0	0	0	0	0
2L2.1	70	50	13	0	6	1
2L2.2	263	255	3	0	4	1
2L2.3	0	0	0	0	0	0
2L2.4	0	0	0	0	0	0
2L2.5	0	0	0	0	0	0
2M1.1	0	0	0	0	0	0
2M2.1	0	0	0	0	0	0
2M2.2	0	0	0	0	0	0
2M2.3	0	0	0	0	0	0
2M2.4	0	0	0	0	0	0
2M3.1	0	0	0	0	0	0
2M3.2	0	0	0	0	0	0
2M3.3	0	0	0	0	0	0
2M3.4	0	0	0	0	0	0
2M3.5	0	0	0	0	0	0
2M3.6	0	0	0	0	0	0
2M3.7	0	0	0	0	0	0
2M3.8	0	0	0	0	0	0
2M3.9	0	0	0	0	0	0
2M4.1	0	0	0	0	0	0
2M5.1	1	1	0	0	0	0
2M5.2	1	0	0	0	1	0
2M5.3	0	0	0	0	0	0
2M6.1	2	0	0	0	2	0
2M6.2	0	0	0	0	0	0
2N1.1	2	1	0	0	1	0
2N1.2	0	0	0	0	0	0
2N1.3	0	0	0	0	0	0
2N2.1	7	7	0	0	0	0
2N3.1	0	0	0	0	0	0

Table 28 (cont.)

Guideline	TOTAL	Within Range	Departures			
			§5K1.1	Gov't Sponsored ²	Other Downward ³	Upward ⁴
2P1.1	61	55	0	1	4	1
2P1.2	34	32	0	0	2	0
2P1.3	0	0	0	0	0	0
2P1.4	0	0	0	0	0	0
2Q1.1	0	0	0	0	0	0
2Q1.2	21	13	4	0	4	0
2Q1.3	7	1	2	0	4	0
2Q1.4	0	0	0	0	0	0
2Q1.5	0	0	0	0	0	0
2Q1.6	1	1	0	0	0	0
2Q2.1	21	20	1	0	0	0
2Q2.2	0	0	0	0	0	0
2R1.1	2	2	0	0	0	0
2S1.1	166	88	62	2	14	0
2S1.2	8	6	2	0	0	0
2S1.3	74	53	9	5	6	1
2S1.4	0	0	0	0	0	0
2T1.1	119	63	39	1	14	2
2T1.2	0	0	0	0	0	0
2T1.3	1	0	1	0	0	0
2T1.4	21	13	6	1	1	0
2T1.5	0	0	0	0	0	0
2T1.6	1	1	0	0	0	0
2T1.7	0	0	0	0	0	0
2T1.8	0	0	0	0	0	0
2T1.9	4	2	1	0	1	0
2T2.1	4	3	1	0	0	0
2T2.2	0	0	0	0	0	0
2T3.1	8	6	2	0	0	0
2T3.2	0	0	0	0	0	0
2T4.1	0	0	0	0	0	0
2X1.1	53	38	10	2	2	1
2X2.1	0	0	0	0	0	0
2X3.1	29	18	8	1	2	0
2X4.1	107	86	11	1	7	2
2X5.1	0	0	0	0	0	0
TOTAL	15529	10,893	2,391	1,406	744	95

¹Of the 18,203 cases, 2,674 were excluded due to one or both of the following reasons: missing/inapplicable departure information (1,411) or missing guideline applied (2,341). Descriptions of variables used in this table are provided in Appendix A.

²See description of the government sponsored category in Appendix A.

³See Table 25 for a list of departure reasons comprising this category.

⁴See Table 24 for a list of departure reasons comprising this category.

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