

Table 25

**REASONS GIVEN BY SENTENCING COURTS FOR OTHER DEPARTURES
BELOW THE GUIDELINE RANGE¹
Fiscal Year 2005, Pre-Booker (October 1, 2004, through January 11, 2005)**

REASONS	Number	Percent
Criminal history issues	267	24.3
General mitigating circumstances (§5K2.0)	179	16.3
Family ties and responsibilities (§5H1.6)	74	6.7
Aberrant behavior (§5K2.20)	69	6.3
Physical condition (§5H1.4)	58	5.3
Diminished capacity (§5K2.13)	56	5.1
Rehabilitation	41	3.7
Insufficient documentation provided on SOR to determine reason	41	3.7
Not representative of the heartland	33	3.0
Mental and emotional conditions (§5H1.3)	32	2.9
Discharged terms of imprisonment (§5K2.23)	18	1.6
Acceptance of responsibility	18	1.6
Lesser harm (§5K2.11)	16	1.5
Coercion and duress (§5K2.12)	16	1.5
Age (§5H1.1)	14	1.3
Cultural assimilation	12	1.1
Other	154	14.0
TOTAL	1,098	100.0

¹Of the 18,788 cases, 752 were sentenced with departures below the guideline range. Courts may cite multiple reasons for sentencing outside the guideline range; consequently, the total number of reasons cited generally exceeds the total number of cases. In this table, 1,098 reasons were cited for the 752 cases, including 41 cases where the SOR was received but there was insufficient documentation provided to determine the reason. The 'Other' category includes all reasons cited fewer than two times among relevant cases. Descriptions of the variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2005 Datafile, USSCFY05, Pre-Booker Only Cases (October 1, 2004, through January 11, 2005).