

Table 27A

**SENTENCES RELATIVE TO THE GUIDELINE RANGE
BY EACH PRIMARY OFFENSE CATEGORY¹
Fiscal Year 2010**

PRIMARY OFFENSE	TOTAL	WITHIN GUIDELINE RANGE		ABOVE GUIDELINE RANGE ²		GOVERNMENT SPONSORED BELOW RANGE		NON-GOVERNMENT SPONSORED BELOW RANGE ³	
		N	%	N	%	N	%	N	%
TOTAL	81,859	45,028	55.0	1,512	1.8	20,754	25.4	14,565	17.8
Murder	66	41	62.1	8	12.1	12	18.2	5	7.6
Manslaughter	64	38	59.4	20	31.3	3	4.7	3	4.7
Kidnapping/Hostage Taking	38	16	42.1	3	7.9	12	31.6	7	18.4
Sexual Abuse	383	247	64.5	21	5.5	55	14.4	60	15.7
Assault	596	351	58.9	34	5.7	90	15.1	121	20.3
Robbery	1,079	621	57.6	55	5.1	141	13.1	262	24.3
Arson	75	38	50.7	7	9.3	19	25.3	11	14.7
Drugs - Trafficking	23,458	10,530	44.9	212	0.9	8,090	34.5	4,626	19.7
Drugs - Communication Facility	511	245	47.9	5	1.0	85	16.6	176	34.4
Drugs - Simple Possession	746	708	94.9	10	1.3	14	1.9	14	1.9
Firearms	7,969	4,667	58.6	297	3.7	1,304	16.4	1,701	21.3
Burglary/B&E	36	18	50.0	3	8.3	4	11.1	11	30.6
Auto Theft	91	52	57.1	5	5.5	18	19.8	16	17.6
Larceny	1,541	1,097	71.2	37	2.4	125	8.1	282	18.3
Fraud	7,471	4,149	55.5	171	2.3	1,486	19.9	1,665	22.3
Embezzlement	432	301	69.7	2	0.5	37	8.6	92	21.3
Forgery/Counterfeiting	877	577	65.8	34	3.9	111	12.7	155	17.7
Bribery	223	72	32.3	3	1.3	84	37.7	64	28.7
Tax	660	234	35.5	5	0.8	142	21.5	279	42.3
Money Laundering	800	278	34.8	7	0.9	284	35.5	231	28.9
Racketeering/Extortion	672	271	40.3	18	2.7	213	31.7	170	25.3
Gambling/Lottery	76	38	50.0	8	10.5	10	13.2	20	26.3
Civil Rights	60	30	50.0	1	1.7	12	20.0	17	28.3
Immigration	27,922	16,763	60.0	391	1.4	7,676	27.5	3,092	11.1
Child Pornography	1,886	783	41.5	45	2.4	252	13.4	806	42.7
Prison Offenses	418	308	73.7	12	2.9	44	10.5	54	12.9
Administration of Justice Offenses	1,141	626	54.9	45	3.9	179	15.7	291	25.5
Environmental/Wildlife	166	110	66.3	3	1.8	17	10.2	36	21.7
National Defense	69	21	30.4	3	4.3	25	36.2	20	29.0
Antitrust	16	3	18.8	0	0.0	8	50.0	5	31.3
Food & Drug	79	47	59.5	3	3.8	16	20.3	13	16.5
Other Miscellaneous Offenses	2,238	1,748	78.1	44	2.0	186	8.3	260	11.6

¹ Of the 83,946 cases, 2,087 were excluded due to information that was missing from the submitted documents that prevented the comparison of the sentence and the guideline range. Descriptions of variables used in this table are provided in Appendix A.

² See Tables 24-24B for a list of departure reasons comprising these categories.

³ See Tables 25-25B for a list of departure reasons comprising these categories.