



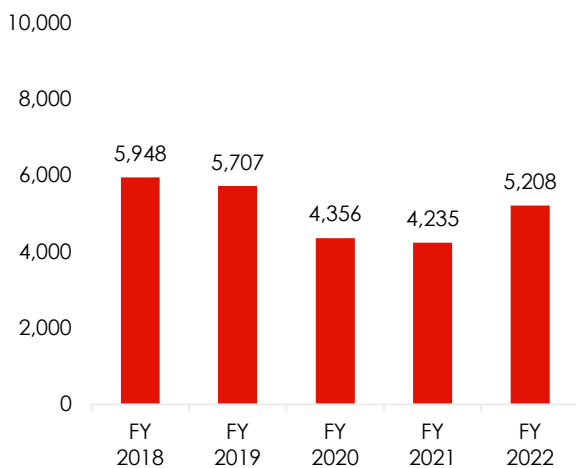
Quick Facts

— Theft, Property Destruction, and Fraud Offenses —

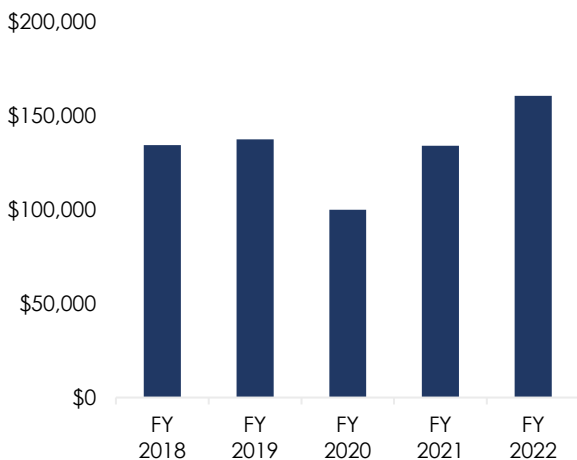
Fiscal Year 2022

- ▶ IN FY 2022, 61,142 CASES WERE REPORTED TO THE U.S. SENTENCING COMMISSION.
- ▶ 5,208 OF THESE INVOLVED THEFT, PROPERTY DESTRUCTION, AND FRAUD.¹
- ▶ THEFT, PROPERTY DESTRUCTION, AND FRAUD OFFENSES HAVE DECREASED BY 12.4% SINCE FY 2018.

Number of Theft, Property Destruction, and Fraud Offenders



Median Loss for Theft, Property Destruction, and Fraud Offenses²



Offender and Offense Characteristics

- 69.6% of theft, property destruction, and fraud offenders were men.
- 40.8% were White, 31.6% were Black, 21.4% were Hispanic, and 6.2% were Other races.
- Their average age was 43 years.
- 85.8% were United States citizens.
- 70.6% had little or no prior criminal history (Criminal History Category I).
- The median loss for these offenses was \$160,737;³
 - ◆ 12.9% involved loss amounts of \$6,500 or less;
 - ◆ 17.5% involved loss amounts greater than \$1.5 million.
- Sentences were increased for:
 - ◆ the number of victims or the extent of harm to them (29.6%);⁴
 - ◆ sophisticated means used to execute or conceal the offense (16.2%);
 - ◆ using an unauthorized means of identification (14.6%);
 - ◆ a leadership or supervisory role in the offense (9.8%);
 - ◆ abusing a public position of trust or using a special skill (15.3%);
 - ◆ obstructing or impeding the administration of justice (4.2%).
- Sentences were decreased for:
 - ◆ minor or minimal participation in the offense (4.5%).
- The top five districts for theft, property destruction, and fraud offenders were:
 - ◆ Southern District of Florida (393);
 - ◆ Southern District of New York (234);
 - ◆ Central District of California (232);
 - ◆ Western District of Texas (174);
 - ◆ Southern District of Texas (164).

Punishment

- The average sentence length was 23 months.
- 76.2% of theft, property destruction, and fraud offenders were sentenced to prison.
- 11.2% were convicted of an offense carrying a mandatory minimum penalty; of those offenders, 16.9% were relieved of that penalty.



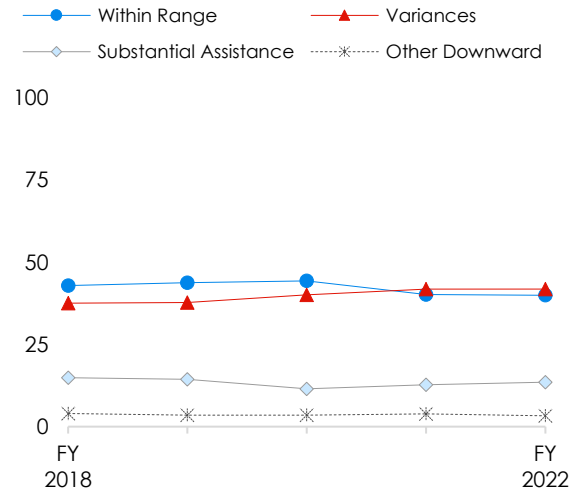
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— Theft, Property Destruction, and Fraud Offenses —

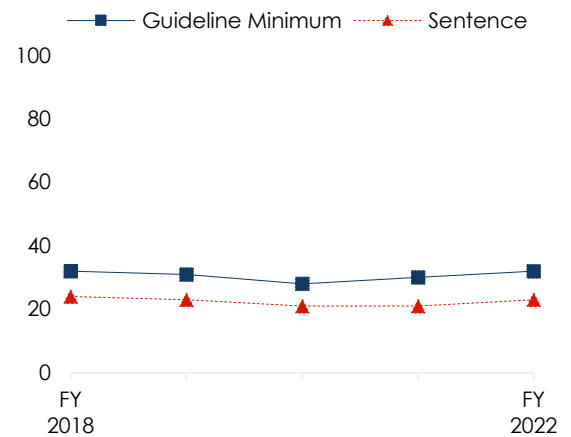
Sentences Relative to the Guideline Range

- Of the 58.2% of theft, property destruction, and fraud offenders sentenced under the *Guidelines Manual*:
 - ◆ 68.8% were sentenced within the guideline range.
 - ◆ 23.3% received a substantial assistance departure.
 - ◇ Their average sentence reduction was 65.0%.
 - ◆ 5.7% received some other downward departure.
 - ◇ Their average sentence reduction was 59.0%.
- 41.8% received a variance; of those offenders:
 - ◆ 93.1% received a downward variance.
 - ◇ Their average sentence reduction was 57.7%.
 - ◆ 6.9% received an upward variance.
 - ◇ Their average sentence increase was 84.2%.
- The average guideline minimum and average sentence imposed remained steady over the past five years.
 - ◆ The average guideline minimum was 32 months in fiscal year 2018 and fiscal year 2022.
 - ◆ The average sentence imposed decreased from 24 months in fiscal year 2018 to 23 months in fiscal year 2022.

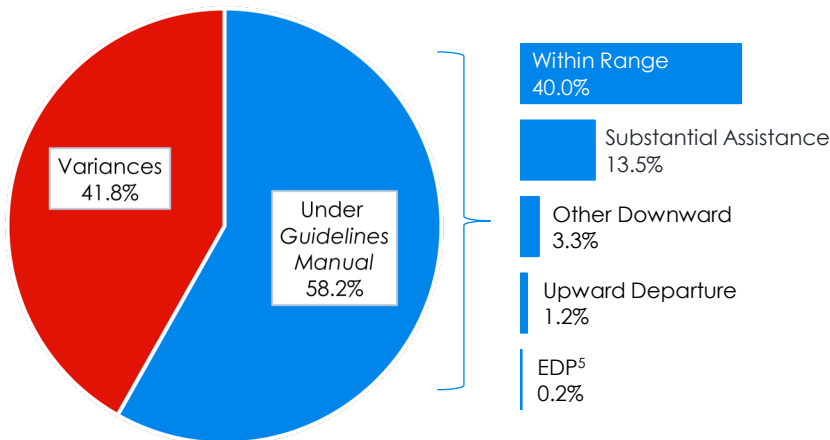
Sentence Relative to the Guideline Range (%)



Average Guideline Minimum and Average Sentence (months)



Sentence Imposed Relative to the Guideline Range FY 2022



¹ Theft, Property Destruction, and Fraud offenses include cases in which the offender was sentenced under §2B1.1 (Larceny, Embezzlement, and Other Forms of Theft; Offenses Involving Stolen Property; Property Damage or Destruction; Fraud and Deceit; Forgery; Offenses Involving Altered or Counterfeit Instruments Other than Counterfeit Bearer Obligations of the United States).

² Cases with incomplete sentencing information were excluded from the analysis.

³ The Loss Table was amended effective November 1, 2001 and November 1, 2015.

⁴ The Victims Table and Sophisticated Means adjustment were amended effective November 1, 2015.

⁵ "Early Disposition Program (or EDP) departures" are departures where the government sought a sentence below the guideline range because the defendant participated in the government's Early Disposition Program, through which cases are resolved in an expedited manner. See USSG §5K3.1.