

Table 61

**AVERAGE LENGTH OF IMPRISONMENT FOR APPEALS DEFENDANTS  
IN EACH PRIMARY OFFENSE CATEGORY<sup>1</sup>**

**Fiscal Year 2003**

PRIMARY OFFENSE	APPELLATE COURT CASES <sup>2</sup>				DISTRICT COURT CASES <sup>3</sup>			
	N	Percent	Mean (mos)	Median (mos)	N	Percent	Mean (mos)	Median (mos)
<b>TOTAL</b>	<b>3,792</b>	<b>100.0</b>	<b>119.3</b>	<b>77</b>	<b>68,943</b>	<b>100.0</b>	<b>47.8</b>	<b>24</b>
Murder	16	0.4	178.1	150	80	0.1	247.4	180
Manslaughter	7	0.2	62.3	41	48	0.1	31.9	21
Kidnapping/Hostage-Taking	14	0.4	276.3	271	59	0.1	160.0	120
Sexual Abuse	14	0.4	104.3	96	271	0.4	72.7	41
Assault	35	0.9	106	63	536	0.8	30.3	18
Robbery	151	4.0	142	132	1,530	2.2	101.7	71
Arson	7	0.2	332.7	150	82	0.1	86.8	60
Drugs - Trafficking	1,568	41.4	176.5	148.5	24,774	35.9	76.7	57
Drugs - Communication Facility	10	0.3	64.6	71	389	0.6	40.6	48
Drugs - Simple Possession	6	0.2	84.3	91.5	1,161	1.7	4.7	1.8
Firearms	398	10.5	132.6	92	6,757	9.8	69.8	44
Burglary/B&E	2	0.1	47	47	51	0.1	23.9	24
Auto Theft	7	0.2	124.7	92	141	0.2	60.6	21
Larceny	46	1.2	24.2	18	2,305	3.3	7.2	0
Fraud	312	8.2	41.3	30	7,386	10.7	13.3	6
Embezzlement	8	0.2	29.8	21	748	1.1	5.1	0
Forgery/Counterfeiting	37	1.0	34	30	1,260	1.8	11.8	8
Bribery	15	0.4	22.3	18	167	0.2	8.2	3
Tax	25	0.7	37.7	30	480	0.7	10.5	4
Money Laundering	63	1.7	81.4	65	826	1.2	44.5	24
Racketeering/Extortion	67	1.8	168.7	121	815	1.2	71.2	40
Gambling/Lottery	1	0.0	42	—	90	0.1	3.9	0
Civil Rights	5	0.1	41.8	12	66	0.1	38.1	12
Immigration	837	22.1	51.5	48	14,933	21.7	22.5	18
Pornography/Prostitution	58	1.5	86.3	58.5	796	1.2	63.3	33
Prison Offenses	18	0.5	30.9	23.5	368	0.5	16.9	12
Administration of Justice Offenses	31	0.8	53.7	24	1,031	1.5	14.9	6
Environmental/Wildlife	4	0.1	29.2	21	133	0.2	3.8	0
National Defense	0	0.0	—	—	21	0.0	75.6	30
Antitrust	0	0.0	—	—	10	0.0	6.4	2
Food & Drug	3	0.1	0	0	73	0.1	12.6	0
Other Miscellaneous Offenses	27	0.7	23	16	1,556	2.3	7.2	0

<sup>1</sup>Descriptions of variables used in this table are provided in Appendix A.

<sup>2</sup>Based on 4,901 appeals defendants with sentencing as at least one of the reasons for appeal. These cases were merged with the U.S. Sentencing Commission's Monitoring Datafiles from 1989-2003 (MONFY89, MONFY90, OPAFY91-OPAFY03).. Of the 1,906 matched cases, six were excluded due to one or both of the following reasons: missing offense type information (3) or missing sentencing information (6).

<sup>3</sup>All guideline cases sentenced in FY2003.

SOURCE: U.S. Sentencing Commission, 2003 Appeals Datafile, APPFY03.