

Table 50

**MEAN AND MEDIAN SENTENCES OF OFFENDERS SENTENCED UNDER IMMIGRATION GUIDELINES
BY DEPARTURE STATUS¹
Fiscal Year 2004, Post-Blakely (June 25, 2004, through September 30, 2004)**

SENTENCING GUIDELINE	TOTAL			DEPARTURE STATUS														
				Within Range			Substantial Assistance Departure			Gov't Sponsored Downward Departure ²			Other Downward Departure ³			Upward Departure ⁴		
	n	Mean	Med	n	Mean	Med	n	Mean	Med	n	Mean	Med	n	Mean	Med	n	Mean	Med
TOTAL⁵	16,634	46.4	27.0	11,930	49.3	27.0	2,409	46.8	30.0	1,436	25.9	21.0	765	33.6	18.0	94	99.6	60.0
TOTAL IMMIGRATION⁶	3,596	23.3	18.0	2,365	22.4	16.0	81	17.8	12.0	982	25.7	24.0	156	23.7	21.0	12	37.1	28.5
§2L1.1	713	14.8	14.0	511	15.8	15.0	37	10.9	10.0	121	12.3	10.0	39	10.8	10.0	5	30.6	27.0
§2L1.2	2,553	28.0	24.0	1,552	28.0	24.0	28	30.9	24.0	861	27.5	27.0	107	30.3	30.0	5	47.7	30.0
§2L2.1	69	9.7	6.1	49	9.2	6.1	13	12.7	12.0	0	--	--	6	2.0	0.0	1	--	--
§2L2.2	261	3.6	2.0	253	3.5	2.0	3	3.3	3.8	0	--	--	4	4.1	0.3	1	--	--

¹Immigration/Naturalization guidelines are found in USSG Chapter Two, Part L. 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.

⁵Of the 18,203 cases, 1,569 were excluded due to one or more of the following reasons: no analogous guidelines (46), missing departure information (1,365), or missing sentencing information (289).

⁶The following number of immigration cases were excluded due to missing departure and/or sentencing information: eight cases under §2L1.1; 40 cases under §2L1.2; three cases under §2L2.1; and seven cases under §2L2.2.

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