

Table 32A

**UPWARD DEPARTURES WITH *BOOKER* /18 U.S.C. § 3553: DEGREE OF  
INCREASE FOR OFFENDERS IN EACH PRIMARY OFFENSE CATEGORY<sup>1</sup>  
Fiscal Year 2006**

<b>PRIMARY OFFENSE</b>	<b>n</b>	<b>Median Sentence in Months</b>	<b>Median Increase in Months From Guideline Maximum</b>	<b>Median Percent Increase From Guideline Maximum</b>
<b>TOTAL</b>	<b>159</b>	<b>60.0</b>	<b>15.0</b>	<b>37.8</b>
<b>Murder</b>	2	--	--	--
<b>Manslaughter</b>	1	--	--	--
<b>Kidnapping/Hostage Taking</b>	0	--	--	--
<b>Sexual Abuse</b>	5	90.0	30.0	48.8
<b>Assault</b>	5	41.0	18.0	50.0
<b>Robbery</b>	7	76.0	15.0	14.3
<b>Arson</b>	2	--	--	--
<b>Drugs - Trafficking</b>	14	97.0	17.5	35.6
<b>Drugs - Communication Facility</b>	2	--	--	--
<b>Drugs - Simple Possession</b>	1	--	--	--
<b>Firearms</b>	28	66.0	14.0	28.6
<b>Burglary/B&amp;E</b>	2	--	--	--
<b>Auto Theft</b>	0	--	--	--
<b>Larceny</b>	4	48.0	13.5	69.0
<b>Fraud</b>	29	55.0	18.0	66.7
<b>Embezzlement</b>	1	--	--	--
<b>Forgery/Counterfeiting</b>	3	60.0	30.0	38.5
<b>Bribery</b>	0	--	--	--
<b>Tax</b>	1	--	--	--
<b>Money Laundering</b>	2	--	--	--
<b>Racketeering/Extortion</b>	2	--	--	--
<b>Gambling/Lottery</b>	0	--	--	--
<b>Civil Rights</b>	0	--	--	--
<b>Immigration</b>	26	33.5	9.5	31.9
<b>Pornography/Prostitution</b>	13	180.0	49.0	40.0
<b>Prison Offenses</b>	0	--	--	--
<b>Administration of Justice Offenses</b>	7	48.0	24.0	100.0
<b>Environmental/Wildlife</b>	0	--	--	--
<b>National Defense</b>	0	--	--	--
<b>Antitrust</b>	0	--	--	--
<b>Food &amp; Drug</b>	0	--	--	--
<b>Other Miscellaneous Offenses</b>	2	--	--	--

<sup>1</sup>Of the 72,585 cases, 177 received an upward departure from the guideline range with *Booker* /18 U.S.C § 3553. Of these, 165 had complete guideline application information. Due to an inability to calculate the extent of departure for cases with a sentence of life, an additional three cases were also excluded from this table. Furthermore, three cases were excluded due to several logical criteria. Of the remaining 159 cases, zero were excluded due to one or both of the following reasons: missing primary offense category (0) or missing sentence information (0). Note that the information presented in this table does not include any time of alternative confinement as defined in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.