

Table 28 (cont.)

Guideline	Total	Within Guideline Range	Upward Departure ⁴				Government Sponsored			Downward Departure ⁵		Below Range	
			Gdline Only	with Booker	Above Range with Booker	All Others	§5K1.1	§5K3.1	Other Gov't	Gdline Only	with Booker	with Booker	All Others
§2D1.5	18	4	0	0	0	0	13	0	0	0	0	1	0
§2D1.6	0	0	0	0	0	0	0	0	0	0	0	0	0
§2D1.7	2	1	0	0	0	0	1	0	0	0	0	0	0
§2D1.8	88	30	0	0	0	0	21	0	7	3	3	20	4
§2D1.9	0	0	0	0	0	0	0	0	0	0	0	0	0
§2D1.10	5	4	0	0	0	0	0	0	0	0	0	1	0
§2D1.11	94	37	3	0	0	0	25	0	5	2	3	18	1
§2D1.12	8	6	0	0	0	0	1	0	0	0	0	1	0
§2D1.13	2	2	0	0	0	0	0	0	0	0	0	0	0
§2D1.14	0	0	0	0	0	0	0	0	0	0	0	0	0
§2D2.1	273	253	1	2	6	3	2	0	2	0	1	1	2
§2D2.2	47	42	0	0	0	0	1	0	0	1	0	2	1
§2D2.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2D3.1	4	3	0	0	0	0	1	0	0	0	0	0	0
§2D3.2	1	1	0	0	0	0	0	0	0	0	0	0	0
§2D3.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2D3.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2D3.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2E1.1	46	23	0	0	1	0	6	0	6	2	0	8	0
§2E1.2	20	8	1	0	0	0	6	0	2	0	0	3	0
§2E1.3	6	1	0	0	0	0	3	0	1	0	0	0	1
§2E1.4	6	4	0	0	0	0	0	0	0	0	0	2	0
§2E1.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2E2.1	31	11	1	0	0	0	4	0	10	0	2	3	0
§2E3.1	126	61	1	0	1	0	23	0	10	4	2	15	9
§2E3.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2E3.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2E4.1	52	30	0	0	0	0	11	0	3	1	0	6	1
§2E5.1	8	4	0	0	0	1	1	0	0	0	0	2	0
§2E5.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2E5.3	7	7	0	0	0	0	0	0	0	0	0	0	0
§2E5.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2E5.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2E5.6	0	0	0	0	0	0	0	0	0	0	0	0	0
§2F1.1	258	83	0	0	1	1	98	1	19	8	7	30	10
§2F1.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2G1.1	80	40	0	0	2	0	16	0	2	1	6	12	1
§2G1.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2G1.3	228	157	5	2	8	0	18	0	11	3	2	20	2
§2G2.1	163	103	2	2	5	0	4	1	17	0	1	22	6
§2G2.2	1,335	718	6	5	14	1	30	3	81	46	41	373	17
§2G2.3	1	0	0	0	0	0	1	0	0	0	0	0	0
§2G2.4	56	27	1	2	0	0	4	0	4	5	0	12	1
§2G2.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2G3.1	17	7	0	1	1	0	1	0	2	2	0	2	1
§2G3.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2H1.1	66	24	0	0	2	0	26	0	2	1	2	9	0
§2H1.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2H1.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2H1.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2H1.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2H2.1	12	5	0	0	0	0	2	0	0	1	0	4	0
§2H3.1	7	6	0	0	0	0	0	0	1	0	0	0	0
§2H3.2	1	1	0	0	0	0	0	0	0	0	0	0	0
§2H3.3	8	7	0	0	0	0	0	0	0	0	0	0	1
§2H4.1	22	9	0	0	0	0	4	0	1	1	0	7	0

Table 28 (cont.)

Guideline	Total	Within Guideline Range	Upward Departure ⁴				Government Sponsored			Downward Departure ⁵		Below Range	
			Gdline Only	with Booker	Above Range with Booker	All Others	\$5K1.1	\$5K3.1	Other Gov't	Gdline Only	with Booker	with Booker	All Others
§2H4.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2J1.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2J1.2	132	65	0	2	2	0	7	0	10	8	8	29	1
§2J1.3	75	35	0	1	0	0	12	0	3	5	4	13	2
§2J1.4	12	11	0	1	0	0	0	0	0	0	0	0	0
§2J1.5	3	3	0	0	0	0	0	0	0	0	0	0	0
§2J1.6	59	45	2	0	0	0	0	1	5	0	1	4	1
§2J1.7	2	2	0	0	0	0	0	0	0	0	0	0	0
§2J1.8	0	0	0	0	0	0	0	0	0	0	0	0	0
§2J1.9	1	1	0	0	0	0	0	0	0	0	0	0	0
§2K1.1	8	8	0	0	0	0	0	0	0	0	0	0	0
§2K1.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K1.3	36	16	0	1	2	0	8	0	3	0	0	6	0
§2K1.4	76	45	3	0	1	1	15	0	2	2	1	6	0
§2K1.5	13	13	0	0	0	0	0	0	0	0	0	0	0
§2K1.6	1	1	0	0	0	0	0	0	0	0	0	0	0
§2K1.7	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K2.1	6,360	4,324	40	23	72	9	578	33	201	153	107	753	67
§2K2.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K2.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K2.4 ³	--	--	--	--	--	--	--	--	--	--	--	--	--
§2K2.5	19	19	0	0	0	0	0	0	0	0	0	0	0
§2K2.6	4	3	0	0	0	0	0	0	0	0	1	0	0
§2K3.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K3.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2L1.1	3,524	1,649	32	1	18	8	201	1,066	331	49	6	124	39
§2L1.2	13,578	8,040	46	22	119	8	73	3,430	664	391	79	619	87
§2L1.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2L2.1	438	284	0	0	1	0	78	0	15	4	4	40	12
§2L2.2	1,720	1,535	10	5	53	4	22	4	23	10	4	34	16
§2L2.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2L2.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2L2.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M1.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M2.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M2.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M2.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M2.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.1	1	1	0	0	0	0	0	0	0	0	0	0	0
§2M3.2	2	2	0	0	0	0	0	0	0	0	0	0	0
§2M3.3	2	1	0	0	0	0	0	0	0	1	0	0	0
§2M3.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.6	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.7	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.8	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.9	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M4.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M5.1	13	1	0	0	0	0	5	0	3	0	0	4	0
§2M5.2	45	19	0	0	1	0	11	0	2	6	1	5	0
§2M5.3	14	10	0	0	0	0	2	0	0	0	0	2	0
§2M6.1	5	2	0	0	0	0	0	0	0	0	2	1	0
§2M6.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2N1.1	2	0	0	0	0	0	0	0	0	1	0	1	0
§2N1.2	1	1	0	0	0	0	0	0	0	0	0	0	0
§2N1.3	4	2	0	0	0	0	0	0	0	2	0	0	0

Table 28 (cont.)

Guideline	Total	Within Guideline Range	Upward Departure ⁴				Government Sponsored			Downward Departure ⁵		Below Range	
			Gdline Only	with Booker	Above Range with Booker	All Others	\$5K1.1	\$5K3.1	Other Gov't	Gdline Only	with Booker	with Booker	All Others
§2N2.1	35	34	0	0	0	0	0	0	0	0	0	1	0
§2N3.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2P1.1	245	172	1	3	3	0	9	4	9	7	4	30	3
§2P1.2	88	73	1	0	1	0	3	0	4	0	0	6	0
§2P1.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2P1.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2Q1.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2Q1.2	48	16	0	0	1	0	6	0	9	4	3	8	1
§2Q1.3	30	8	0	0	0	0	9	0	5	3	2	2	1
§2Q1.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2Q1.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2Q1.6	0	0	0	0	0	0	0	0	0	0	0	0	0
§2Q2.1	109	69	0	0	0	0	15	0	9	1	1	11	3
§2Q2.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2R1.1	17	4	0	0	0	0	13	0	0	0	0	0	0
§2S1.1	1,022	397	1	2	11	0	325	2	57	27	27	157	16
§2S1.2	5	4	0	0	0	0	1	0	0	0	0	0	0
§2S1.3	220	118	1	0	0	0	29	4	19	4	4	37	4
§2S1.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T1.1	490	206	2	1	3	0	96	0	17	17	19	115	14
§2T1.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T1.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T1.4	122	55	0	0	1	0	26	0	4	2	4	28	2
§2T1.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T1.6	20	5	0	0	0	0	2	0	0	0	0	12	1
§2T1.7	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T1.8	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T1.9	29	12	0	0	0	0	9	1	0	1	0	6	0
§2T2.1	1	1	0	0	0	0	0	0	0	0	0	0	0
§2T2.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T3.1	11	8	0	0	0	0	2	0	0	0	0	1	0
§2T3.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T4.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2X1.1	27	11	0	1	0	0	8	0	2	1	1	3	0
§2X2.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2X3.1	123	59	1	1	4	0	21	2	7	2	6	20	0
§2X4.1	492	301	4	1	2	1	47	0	35	16	2	76	7
§2X5.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2X5.2	148	138	2	1	0	2	0	0	1	0	0	1	3
§2X6.1	1	1	0	0	0	0	0	0	0	0	0	0	0
§2X7.1	0	0	0	0	0	0	0	0	0	0	0	0	0
TOTAL	70,220	40,571	313	139	613	96	9,929	5,781	2,959	1,530	902	6,594	793

¹Of the 76,478 cases, 6,258 were excluded due to one or both of the following reasons: information was missing from the submitted documents that prevented the comparison of the sentence and the guideline range (1,985) or missing guideline applied (5,967). Descriptions of variables used in this table are provided in Appendix A.

²In 904 cases the defendant was convicted of one or more counts of violating 18 U.S.C. § 1028A. By statute, the punishment for this crime must be served consecutively to any other punishment, therefore, in these 904 cases the conviction for this crime did not affect the guideline calculation for the underlying offense.

³In 2,495 cases the defendant was convicted of one or more counts of violating 18 U.S.C. § 924(c). By statute, the punishment for this crime must be served consecutively to any other punishment, therefore, in these 2,495 cases the conviction for this crime did not affect the guideline calculation for the underlying offense.

⁴See Tables 24-24B for a list of departure reasons comprising these categories.

⁵See Tables 25-25B for a list of departure reasons comprising these categories.