

**Table 31D**

**ALL REMAINING BELOW GUIDELINE RANGE CASES: DEGREE OF  
DECREASE FOR OFFENDERS IN EACH PRIMARY OFFENSE CATEGORY<sup>1</sup>  
Fiscal Year 2009**

<b>PRIMARY OFFENSE</b>	<b>N</b>	<b>Median Sentence in Months</b>	<b>Median Decrease in Months From Guideline Minimum</b>	<b>Median Percent Decrease From Guideline Minimum</b>
<b>TOTAL</b>	<b>770</b>	<b>12.0</b>	<b>6.0</b>	<b>38.5</b>
<b>Murder</b>	0	--	--	--
<b>Manslaughter</b>	0	--	--	--
<b>Kidnapping/Hostage Taking</b>	1	--	--	--
<b>Sexual Abuse</b>	3	9.8	8.0	45.8
<b>Assault</b>	9	5.0	7.0	66.7
<b>Robbery</b>	5	48.0	11.0	20.0
<b>Arson</b>	0	--	--	--
<b>Drugs - Trafficking</b>	175	48.0	12.0	27.1
<b>Drugs - Communication Facility</b>	6	21.0	6.0	50.0
<b>Drugs - Simple Possession</b>	4	1.2	4.0	89.6
<b>Firearms</b>	85	68.7	13.0	21.1
<b>Burglary/B&amp;E</b>	0	--	--	--
<b>Auto Theft</b>	0	--	--	--
<b>Larceny</b>	35	0.0	6.0	100.0
<b>Fraud</b>	114	3.2	6.0	69.4
<b>Embezzlement</b>	11	0.0	6.0	100.0
<b>Forgery/Counterfeiting</b>	11	9.0	6.0	50.0
<b>Bribery</b>	2	--	--	--
<b>Tax</b>	11	0.0	6.0	100.0
<b>Money Laundering</b>	13	6.0	24.0	72.1
<b>Racketeering/Extortion</b>	4	45.0	4.0	11.7
<b>Gambling/Lottery</b>	1	--	--	--
<b>Civil Rights</b>	3	2.0	11.8	80.0
<b>Immigration</b>	189	7.0	4.0	34.7
<b>Pornography/Prostitution</b>	28	72.0	21.5	23.1
<b>Prison Offenses</b>	4	11.4	5.1	30.7
<b>Administration of Justice Offenses</b>	14	0.0	8.5	99.9
<b>Environmental/Wildlife</b>	9	0.0	8.0	100.0
<b>National Defense</b>	3	42.0	4.0	8.7
<b>Antitrust</b>	0	--	--	--
<b>Food &amp; Drug</b>	1	--	--	--
<b>Other Miscellaneous Offenses</b>	29	0.0	6.0	100.0

<sup>1</sup>Of the 81,372 cases, 894 were otherwise sentenced below the guideline range. Of these, 779 had complete guideline application information. Due to an inability to calculate the extent of departure for cases with a guideline minimum of life, an additional six cases were also excluded from this table. Of the remaining 773 cases, three were excluded due to missing sentence information. Note that the information presented in this table does include sentences of probation, but does not include any time of alternative confinement as described in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2009 Datafile, USSCFY09.