

**Table 32**

**UPWARD DEPARTURES FROM GUIDELINE RANGE: DEGREE OF  
INCREASE FOR OFFENDERS IN EACH PRIMARY OFFENSE CATEGORY<sup>1</sup>  
Fiscal Year 2010**

<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>323</b>	<b>60.0</b>	<b>12.0</b>	<b>37.5</b>
<b>Murder</b>	2	--	--	--
<b>Manslaughter</b>	7	96.0	33.0	53.8
<b>Kidnapping/Hostage Taking</b>	0	--	--	--
<b>Sexual Abuse</b>	4	148.5	28.5	31.7
<b>Assault</b>	10	60.5	23.5	74.6
<b>Robbery</b>	14	132.0	27.0	26.3
<b>Arson</b>	4	165.0	73.0	78.2
<b>Drugs - Trafficking</b>	58	96.0	12.0	24.6
<b>Drugs - Communication Facility</b>	1	--	--	--
<b>Drugs - Simple Possession</b>	4	36.0	27.0	100.0
<b>Firearms</b>	57	105.0	21.0	25.0
<b>Burglary/B&amp;E</b>	2	--	--	--
<b>Auto Theft</b>	1	--	--	--
<b>Larceny</b>	6	28.0	6.5	75.0
<b>Fraud</b>	23	50.0	8.0	25.0
<b>Embezzlement</b>	1	--	--	--
<b>Forgery/Counterfeiting</b>	8	33.0	9.0	38.1
<b>Bribery</b>	1	--	--	--
<b>Tax</b>	0	--	--	--
<b>Money Laundering</b>	1	--	--	--
<b>Racketeering/Extortion</b>	5	120.0	10.0	24.4
<b>Gambling/Lottery</b>	8	18.0	11.0	183.3
<b>Civil Rights</b>	0	--	--	--
<b>Immigration</b>	74	31.0	8.0	41.7
<b>Child Pornography</b>	12	162.0	39.5	37.0
<b>Prison Offenses</b>	0	--	--	--
<b>Administration of Justice Offenses</b>	7	60.0	15.0	75.6
<b>Environmental/Wildlife</b>	2	--	--	--
<b>National Defense</b>	1	--	--	--
<b>Antitrust</b>	0	--	--	--
<b>Food &amp; Drug</b>	0	--	--	--
<b>Other Miscellaneous Offenses</b>	10	44.0	10.5	65.8

<sup>1</sup> Of the 83,946 cases, 350 received an upward departure from the guideline range. Of these, 326 cases had complete guideline application information. Due to an inability to calculate the extent of departure for cases with a sentence of life, one additional case was also excluded from this table. Furthermore, two cases were excluded due to several logical criteria. Note that the information presented in this table 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, 2010 Datafile, USSCFY10.