

Table 27

**SENTENCES RELATIVE TO THE GUIDELINE RANGE  
BY EACH PRIMARY OFFENSE CATEGORY<sup>1</sup>  
Fiscal Year 2014**

PRIMARY OFFENSE	TOTAL	WITHIN GUIDELINE RANGE		UPWARD DEPARTURES <sup>2</sup>		UPWARD DEPARTURES W/ BOOKER <sup>2</sup>		ABOVE RANGE W/ BOOKER <sup>2</sup>		REMAINING ABOVE RANGE	
		N	%	N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>74,126</b>	<b>34,117</b>	<b>46.0</b>	<b>343</b>	<b>0.5</b>	<b>123</b>	<b>0.2</b>	<b>1,104</b>	<b>1.5</b>	<b>75</b>	<b>0.1</b>
Murder	75	44	58.7	3	4.0	0	0.0	2	2.7	0	0.0
Manslaughter	49	27	55.1	6	12.2	1	2.0	3	6.1	0	0.0
Kidnapping/Hostage Taking	50	16	32.0	0	0.0	0	0.0	0	0.0	0	0.0
Sexual Abuse	545	295	54.1	10	1.8	2	0.4	14	2.6	1	0.2
Assault	738	402	54.5	10	1.4	3	0.4	38	5.1	0	0.0
Robbery	777	403	51.9	7	0.9	7	0.9	21	2.7	1	0.1
Arson	53	22	41.5	2	3.8	3	5.7	2	3.8	0	0.0
Drugs - Trafficking	21,312	5,816	27.3	56	0.3	18	0.1	87	0.4	14	0.1
Drugs - Communication Facility	343	129	37.6	0	0.0	0	0.0	5	1.5	0	0.0
Drugs - Simple Possession	1,392	1,162	83.5	7	0.5	1	0.1	195	14.0	6	0.4
Firearms	7,913	4,250	53.7	61	0.8	36	0.5	238	3.0	17	0.2
Burglary/B&E	37	23	62.2	1	2.7	0	0.0	1	2.7	0	0.0
Auto Theft	86	50	58.1	2	2.3	0	0.0	3	3.5	1	1.2
Larceny	1,344	829	61.7	4	0.3	2	0.1	9	0.7	1	0.1
Fraud	7,391	3,202	43.3	23	0.3	9	0.1	91	1.2	8	0.1
Embezzlement	328	192	58.5	0	0.0	0	0.0	2	0.6	0	0.0
Forgery/Counterfeiting	710	418	58.9	5	0.7	0	0.0	22	3.1	3	0.4
Bribery	238	77	32.4	0	0.0	0	0.0	1	0.4	0	0.0
Tax	648	198	30.6	0	0.0	0	0.0	4	0.6	1	0.2
Money Laundering	885	253	28.6	4	0.5	2	0.2	6	0.7	2	0.2
Racketeering/Extortion	862	367	42.6	6	0.7	2	0.2	21	2.4	0	0.0
Gambling/Lottery	117	53	45.3	0	0.0	0	0.0	0	0.0	0	0.0
Civil Rights	56	19	33.9	2	3.6	0	0.0	1	1.8	0	0.0
Immigration	22,064	12,558	56.9	97	0.4	22	0.1	221	1.0	15	0.1
Child Pornography	1,924	600	31.2	14	0.7	3	0.2	33	1.7	0	0.0
Prison Offenses	437	306	70.0	1	0.2	2	0.5	12	2.7	1	0.2
Administration of Justice Offenses	1,229	690	56.1	12	1.0	8	0.7	26	2.1	3	0.2
Environmental/Wildlife	181	105	58.0	0	0.0	0	0.0	1	0.6	0	0.0
National Defense	108	38	35.2	1	0.9	0	0.0	1	0.9	0	0.0
Antitrust	19	3	15.8	0	0.0	0	0.0	2	10.5	0	0.0
Food & Drug	108	74	68.5	0	0.0	0	0.0	2	1.9	0	0.0
Other Miscellaneous Offenses	2,107	1,496	71.0	9	0.4	2	0.1	40	1.9	1	0.0

**Table 27 (cont.)**

PRIMARY OFFENSE	§5K1.1 SUBSTANTIAL ASSISTANCE		§5K3.1 EARLY DISPOSITION		OTHER GOV'T SPONSORED		DOWNWARD DEPARTURE <sup>3</sup>		DOWNWARD DEPARTURE W/ BOOKER <sup>3</sup>		BELOW RANGE W/ BOOKER <sup>3</sup>		REMAINING BELOW RANGE	
	N	%	N	%	N	%	N	%	N	%	N	%	N	%
	<b>TOTAL</b>	<b>9,482</b>	<b>12.8</b>	<b>6,944</b>	<b>9.4</b>	<b>6,068</b>	<b>8.2</b>	<b>1,757</b>	<b>2.4</b>	<b>807</b>	<b>1.1</b>	<b>12,894</b>	<b>17.4</b>	<b>412</b>
Murder	10	13.3	0	0.0	8	10.7	0	0.0	1	1.3	7	9.3	0	0.0
Manslaughter	0	0.0	0	0.0	5	10.2	2	4.1	1	2.0	4	8.2	0	0.0
Kidnapping/Hostage Taking	20	40.0	0	0.0	3	6.0	5	10.0	1	2.0	5	10.0	0	0.0
Sexual Abuse	30	5.5	0	0.0	99	18.2	4	0.7	7	1.3	81	14.9	2	0.4
Assault	8	1.1	7	0.9	124	16.8	23	3.1	9	1.2	108	14.6	6	0.8
Robbery	95	12.2	0	0.0	69	8.9	16	2.1	12	1.5	139	17.9	7	0.9
Arson	6	11.3	0	0.0	8	15.1	0	0.0	0	0.0	10	18.9	0	0.0
Drugs - Trafficking	5,589	26.2	1,480	6.9	2,980	14.0	328	1.5	331	1.6	4,548	21.3	65	0.3
Drugs - Communication Facility	51	14.9	2	0.6	43	12.5	4	1.2	4	1.2	104	30.3	1	0.3
Drugs - Simple Possession	2	0.1	2	0.1	4	0.3	3	0.2	1	0.1	8	0.6	1	0.1
Firearms	861	10.9	15	0.2	661	8.4	153	1.9	85	1.1	1,502	19.0	34	0.4
Burglary/B&E	5	13.5	0	0.0	0	0.0	1	2.7	0	0.0	6	16.2	0	0.0
Auto Theft	17	19.8	0	0.0	3	3.5	0	0.0	0	0.0	10	11.6	0	0.0
Larceny	82	6.1	4	0.3	88	6.5	25	1.9	16	1.2	265	19.7	19	1.4
Fraud	1,414	19.1	6	0.1	545	7.4	148	2.0	114	1.5	1,777	24.0	54	0.7
Embezzlement	16	4.9	0	0.0	19	5.8	6	1.8	2	0.6	89	27.1	2	0.6
Forgery/Counterfeiting	68	9.6	0	0.0	28	3.9	8	1.1	11	1.5	138	19.4	9	1.3
Bribery	56	23.5	2	0.8	15	6.3	5	2.1	6	2.5	73	30.7	3	1.3
Tax	85	13.1	0	0.0	75	11.6	18	2.8	13	2.0	247	38.1	7	1.1
Money Laundering	220	24.9	4	0.5	127	14.4	26	2.9	9	1.0	228	25.8	4	0.5
Racketeering/Extortion	191	22.2	0	0.0	92	10.7	13	1.5	12	1.4	158	18.3	0	0.0
Gambling/Lottery	8	6.8	0	0.0	23	19.7	1	0.9	1	0.9	31	26.5	0	0.0
Civil Rights	11	19.6	0	0.0	8	14.3	1	1.8	3	5.4	11	19.6	0	0.0
Immigration	295	1.3	5,411	24.5	371	1.7	857	3.9	102	0.5	1,952	8.8	163	0.7
Child Pornography	67	3.5	1	0.1	361	18.8	48	2.5	40	2.1	748	38.9	9	0.5
Prison Offenses	7	1.6	1	0.2	25	5.7	10	2.3	3	0.7	66	15.1	3	0.7
Administration of Justice Offenses	86	7.0	4	0.3	112	9.1	18	1.5	8	0.7	258	21.0	4	0.3
Environmental/Wildlife	18	9.9	1	0.6	26	14.4	2	1.1	1	0.6	24	13.3	3	1.7
National Defense	32	29.6	1	0.9	12	11.1	1	0.9	1	0.9	20	18.5	1	0.9
Antitrust	11	57.9	0	0.0	0	0.0	0	0.0	1	5.3	2	10.5	0	0.0
Food & Drug	6	5.6	0	0.0	5	4.6	1	0.9	0	0.0	20	18.5	0	0.0
Other Miscellaneous Offenses	115	5.5	3	0.1	129	6.1	30	1.4	12	0.6	255	12.1	15	0.7

<sup>1</sup> Of the 75,836 cases, 1,710 were excluded due to information was missing from the submitted documents that prevented the comparison of the sentence and the guideline range. Descriptions of variables used in this table are provided in Appendix A.

<sup>2</sup> See Tables 24-24B for a list of departure reasons comprising these categories.

<sup>3</sup> See Tables 25-25B for a list of departure reasons comprising these categories.