

Table 31C

**BELOW GUIDELINE RANGE WITH *BOOKER* /18 U.S.C. § 3553: DEGREE
OF DECREASE FOR OFFENDERS IN EACH PRIMARY OFFENSE CATEGORY¹
Fiscal Year 2016**

PRIMARY OFFENSE	N	Median Sentence in Months	Median Decrease in Months From Guideline Minimum	Median Percent Decrease From Guideline Minimum
TOTAL	11,410	24	15	36.4
Murder	7	102	24	19.8
Manslaughter	6	16	14	46.6
Kidnapping/Hostage Taking	5	170	36	33.3
Sexual Abuse	97	96	31	30.1
Assault	107	12	9	45.5
Robbery	133	37	15	27.0
Arson	2	--	--	--
Drugs - Trafficking	3,729	42	18	31.3
Drugs - Communication Facility	60	0	15	100.0
Drugs - Simple Possession	4	1	3	75.0
Firearms	1,472	36	14	26.8
Burglary/B&E	10	5	8	77.7
Auto Theft	8	42	7	18.3
Larceny	176	0	10	100.0
Fraud	1,587	12	12	50.0
Embezzlement	72	0	10	99.8
Forgery/Counterfeiting	80	7	9	58.1
Bribery	58	12	12	51.2
Tax	210	0	12	99.8
Money Laundering	164	15	15	55.6
Racketeering/Extortion	179	36	17	33.3
Gambling/Lottery	23	0	8	100.0
Civil Rights	10	6	18	70.6
Immigration	1,879	15	10	37.5
Child Pornography	786	74	52	38.5
Prison Offenses	50	7	6	49.1
Administration of Justice Offenses	253	6	10	66.7
Environmental/Wildlife	15	0	10	100.0
National Defense	19	36	26	40.5
Antitrust	3	6	6	40.0
Food & Drug	15	12	23	63.9
Other Miscellaneous Offenses	191	2	10	83.5

¹ Of the 67,742 cases, 11,684 were sentenced below the guideline range with *Booker*/18 U.S.C. § 3553. Of these, 11,465 cases 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 46 cases were also excluded from this table. Of the remaining 11,419 cases, nine 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, 2016 Datafile, USSCFY16.