

Table 61

**SENTENCE LENGTH FOR DEFENDANTS IN ORIGINAL SENTENCE
APPEALS CASES IN EACH PRIMARY OFFENSE CATEGORY
Fiscal Year 2016**

PRIMARY OFFENSE	APPELLATE COURT CASES ¹				DISTRICT COURT CASES ²			
	N	%	Mean Mths	Median Mths	N	%	Mean Mths	Median Mths
TOTAL	3,426	100.0	134	100	67,740	100.0	43	21
Murder	21	0.6	338	360	85	0.1	240	210
Manslaughter	4	0.1	112	112	57	0.1	69	60
Kidnapping/Hostage Taking	7	0.2	298	300	39	0.1	239	213
Sexual Abuse	46	1.3	231	215	620	0.9	141	120
Assault	38	1.1	87	74	808	1.2	29	16
Robbery	59	1.7	163	151	702	1.0	73	60
Arson	6	0.2	81	60	46	0.1	65	60
Drugs - Trafficking	968	28.3	170	144	19,231	28.4	66	48
Drugs - Communication Facility	2	0.1	--	--	271	0.4	27	24
Drugs - Simple Possession	2	0.1	--	--	1,884	2.8	4	6
Firearms	669	19.5	169	159	7,305	10.8	73	51
Burglary/B&E	1	0.0	--	--	23	0.0	12	10
Auto Theft	8	0.2	157	110	45	0.1	94	46
Larceny	20	0.6	51	36	1,034	1.5	8	0
Fraud	461	13.5	91	65	6,517	9.6	25	13
Embezzlement	7	0.2	50	30	321	0.5	8	0
Forgery/Counterfeiting	10	0.3	40	37	450	0.7	18	12
Bribery	12	0.4	62	58	197	0.3	22	12
Tax	24	0.7	47	41	523	0.8	13	10
Money Laundering	35	1.0	138	120	724	1.1	30	18
Racketeering/Extortion	74	2.2	164	128	914	1.3	85	57
Gambling/Lottery	0	0.0	--	--	74	0.1	4	0
Civil Rights	6	0.2	29	18	43	0.1	27	12
Immigration	601	17.5	44	41	20,051	29.6	13	8
Child Pornography	196	5.7	215	180	1,937	2.9	131	97
Prison Offenses	9	0.3	26	24	475	0.7	13	10
Administration of Justice Offenses	67	2.0	58	33	1,040	1.5	18	12
Environmental/Wildlife	3	0.1	23	27	156	0.2	3	0
National Defense	2	0.1	--	--	100	0.1	55	33
Antitrust	1	0.0	--	--	21	0.0	4	0
Food & Drug	5	0.1	17	11	114	0.2	8	0
Other Miscellaneous Offenses	62	1.8	158	91	1,933	2.9	18	0

¹ Based on 5,222 appeals cases where the sentence imposed was at least one of the reasons for appeal. Of these 5,222 cases, 3,447 were appeals of the original sentence. These cases were merged with the U.S. Sentencing Commission's Monitoring Datafiles from 1989-2016 (MONFY89, MONFY90, USSCFY91 - USSCFY16). Of the 3,447 cases, 20 could not be matched with its original case. Of the 3,427 matched cases, one was excluded due to missing information on the sentence imposed. Descriptions of variables used in this table are provided in Appendix A.

² All guideline cases sentenced in fiscal year 2016. Of the 67,742 cases, two were excluded due to missing or indeterminable sentencing information.

SOURCE: U.S. Sentencing Commission, 2016 Appeals Datafile, APPFY16.