

**Table 62**

**TYPE OF RESENTENCING OR OTHER MODIFICATION OF SENTENCE  
IN EACH CIRCUIT AND DISTRICT<sup>1</sup>  
Fiscal Year 2017**

CIRCUIT	Total	Substantial Assistance Federal R.Crim.P. 35(b)		Restitution Order Modification 18 U.S.C. § 3664		Remand By Circuit Court 18 U.S.C. § 3742(f)(1)/(2)		District Court Motion 18 U.S.C. § 3559(c)(7)		District Court Motion 28 U.S.C. § 2255		Compelling Reasons Modification 18 U.S.C. § 3582(c)(1)		Retroactive Amendment Modification 18 U.S.C. § 3582(c)(2)		Unknown Type Of Resentencing	
		N	%	N	%	N	%	N	%	N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>5,243</b>	<b>1,375</b>	<b>26.2</b>	<b>571</b>	<b>10.9</b>	<b>609</b>	<b>11.6</b>	<b>10</b>	<b>0.2</b>	<b>1,122</b>	<b>21.4</b>	<b>32</b>	<b>0.6</b>	<b>1,442</b>	<b>27.5</b>	<b>82</b>	<b>1.6</b>
<b>D.C. CIRCUIT</b>	<b>29</b>	<b>7</b>	<b>24.1</b>	<b>0</b>	<b>0.0</b>	<b>11</b>	<b>37.9</b>	<b>0</b>	<b>0.0</b>	<b>7</b>	<b>24.1</b>	<b>0</b>	<b>0.0</b>	<b>4</b>	<b>13.8</b>	<b>0</b>	<b>0.0</b>
District of Columbia	29	7	24.1	0	0.0	11	37.9	0	0.0	7	24.1	0	0.0	4	13.8	0	0.0
<b>FIRST CIRCUIT</b>	<b>202</b>	<b>14</b>	<b>6.9</b>	<b>17</b>	<b>8.4</b>	<b>24</b>	<b>11.9</b>	<b>0</b>	<b>0.0</b>	<b>77</b>	<b>38.1</b>	<b>0</b>	<b>0.0</b>	<b>68</b>	<b>33.7</b>	<b>2</b>	<b>1.0</b>
Maine	15	3	20.0	0	0.0	5	33.3	0	0.0	6	40.0	0	0.0	1	6.7	0	0.0
Massachusetts	48	1	2.1	3	6.3	3	6.3	0	0.0	36	75.0	0	0.0	4	8.3	1	2.1
New Hampshire	13	1	7.7	9	69.2	0	0.0	0	0.0	3	23.1	0	0.0	0	0.0	0	0.0
Puerto Rico	90	9	10.0	2	2.2	15	16.7	0	0.0	1	1.1	0	0.0	63	70.0	0	0.0
Rhode Island	36	0	0.0	3	8.3	1	2.8	0	0.0	31	86.1	0	0.0	0	0.0	1	2.8
<b>SECOND CIRCUIT</b>	<b>199</b>	<b>28</b>	<b>14.1</b>	<b>44</b>	<b>22.1</b>	<b>51</b>	<b>25.6</b>	<b>0</b>	<b>0.0</b>	<b>35</b>	<b>17.6</b>	<b>1</b>	<b>0.5</b>	<b>34</b>	<b>17.1</b>	<b>6</b>	<b>3.0</b>
Connecticut	16	0	0.0	0	0.0	4	25.0	0	0.0	7	43.8	0	0.0	0	0.0	5	31.3
New York																	
Eastern	58	8	13.8	20	34.5	11	19.0	0	0.0	8	13.8	0	0.0	11	19.0	0	0.0
Northern	16	1	6.3	1	6.3	12	75.0	0	0.0	0	0.0	0	0.0	2	12.5	0	0.0
Southern	72	14	19.4	21	29.2	15	20.8	0	0.0	7	9.7	1	1.4	14	19.4	0	0.0
Western	29	2	6.9	2	6.9	9	31.0	0	0.0	10	34.5	0	0.0	6	20.7	0	0.0
Vermont	8	3	37.5	0	0.0	0	0.0	0	0.0	3	37.5	0	0.0	1	12.5	1	12.5
<b>THIRD CIRCUIT</b>	<b>159</b>	<b>27</b>	<b>17.0</b>	<b>22</b>	<b>13.8</b>	<b>26</b>	<b>16.4</b>	<b>0</b>	<b>0.0</b>	<b>54</b>	<b>34.0</b>	<b>2</b>	<b>1.3</b>	<b>27</b>	<b>17.0</b>	<b>1</b>	<b>0.6</b>
Delaware	11	0	0.0	4	36.4	0	0.0	0	0.0	4	36.4	0	0.0	3	27.3	0	0.0
New Jersey	32	4	12.5	10	31.3	4	12.5	0	0.0	3	9.4	1	3.1	10	31.3	0	0.0
Pennsylvania																	
Eastern	55	10	18.2	5	9.1	14	25.5	0	0.0	23	41.8	1	1.8	2	3.6	0	0.0
Middle	21	4	19.0	0	0.0	1	4.8	0	0.0	11	52.4	0	0.0	5	23.8	0	0.0
Western	34	9	26.5	0	0.0	4	11.8	0	0.0	13	38.2	0	0.0	7	20.6	1	2.9
Virgin Islands	6	0	0.0	3	50.0	3	50.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
<b>FOURTH CIRCUIT</b>	<b>809</b>	<b>328</b>	<b>40.5</b>	<b>56</b>	<b>6.9</b>	<b>53</b>	<b>6.6</b>	<b>2</b>	<b>0.2</b>	<b>217</b>	<b>26.8</b>	<b>4</b>	<b>0.5</b>	<b>141</b>	<b>17.4</b>	<b>8</b>	<b>1.0</b>
Maryland	79	7	8.9	8	10.1	4	5.1	0	0.0	12	15.2	0	0.0	43	54.4	5	6.3
North Carolina																	
Eastern	97	13	13.4	1	1.0	16	16.5	1	1.0	35	36.1	1	1.0	28	28.9	2	2.1
Middle	87	4	4.6	0	0.0	9	10.3	0	0.0	64	73.6	1	1.1	9	10.3	0	0.0
Western	64	20	31.3	9	14.1	5	7.8	0	0.0	14	21.9	1	1.6	15	23.4	0	0.0
South Carolina	167	102	61.1	10	6.0	4	2.4	1	0.6	42	25.1	0	0.0	7	4.2	1	0.6
Virginia																	
Eastern	226	156	69.0	3	1.3	12	5.3	0	0.0	21	9.3	0	0.0	34	15.0	0	0.0
Western	75	23	30.7	22	29.3	1	1.3	0	0.0	24	32.0	0	0.0	5	6.7	0	0.0
West Virginia																	
Northern	10	2	20.0	3	30.0	2	20.0	0	0.0	2	20.0	1	10.0	0	0.0	0	0.0
Southern	4	1	25.0	0	0.0	0	0.0	0	0.0	3	75.0	0	0.0	0	0.0	0	0.0

**Table 62 (cont.)**

CIRCUIT	Total	Substantial Assistance Federal R.Crim.P. 35(b)		Restitution Order Modification 18 U.S.C. § 3664		Remand By Circuit Court 18 U.S.C. § 3742(f)(1)/(2)		District Court Motion 18 U.S.C. § 3559(c)(7)		District Court Motion 28 U.S.C. § 2255		Compelling Reasons Modification 18 U.S.C. § 3582(c)(1)		Retroactive Amendment Modification 18 U.S.C. § 3582(c)(2)		Unknown Type Of Resentencing	
		N	%	N	%	N	%	N	%	N	%	N	%	N	%	N	%
<b>FIFTH CIRCUIT</b>	<b>639</b>	<b>164</b>	<b>25.7</b>	<b>36</b>	<b>5.6</b>	<b>94</b>	<b>14.7</b>	<b>1</b>	<b>0.2</b>	<b>62</b>	<b>9.7</b>	<b>7</b>	<b>1.1</b>	<b>267</b>	<b>41.8</b>	<b>8</b>	<b>1.3</b>
Louisiana																	
Eastern	33	10	30.3	10	30.3	4	12.1	0	0.0	3	9.1	0	0.0	6	18.2	0	0.0
Middle	6	2	33.3	0	0.0	0	0.0	0	0.0	2	33.3	2	33.3	0	0.0	0	0.0
Western	48	2	4.2	0	0.0	4	8.3	0	0.0	13	27.1	0	0.0	29	60.4	0	0.0
Mississippi																	
Northern	15	12	80.0	2	13.3	0	0.0	0	0.0	1	6.7	0	0.0	0	0.0	0	0.0
Southern	19	5	26.3	6	31.6	1	5.3	0	0.0	2	10.5	0	0.0	5	26.3	0	0.0
Texas																	
Eastern	115	72	62.6	2	1.7	3	2.6	0	0.0	20	17.4	0	0.0	16	13.9	2	1.7
Northern	89	21	23.6	6	6.7	17	19.1	0	0.0	7	7.9	2	2.2	34	38.2	2	2.2
Southern	224	25	11.2	6	2.7	44	19.6	0	0.0	3	1.3	2	0.9	144	64.3	0	0.0
Western	90	15	16.7	4	4.4	21	23.3	1	1.1	11	12.2	1	1.1	33	36.7	4	4.4
<b>SIXTH CIRCUIT</b>	<b>612</b>	<b>73</b>	<b>11.9</b>	<b>55</b>	<b>9.0</b>	<b>51</b>	<b>8.3</b>	<b>0</b>	<b>0.0</b>	<b>132</b>	<b>21.6</b>	<b>6</b>	<b>1.0</b>	<b>283</b>	<b>46.2</b>	<b>12</b>	<b>2.0</b>
Kentucky																	
Eastern	27	3	11.1	8	29.6	2	7.4	0	0.0	9	33.3	2	7.4	3	11.1	0	0.0
Western	19	6	31.6	5	26.3	0	0.0	0	0.0	7	36.8	1	5.3	0	0.0	0	0.0
Michigan																	
Eastern	72	16	22.2	13	18.1	6	8.3	0	0.0	18	25.0	0	0.0	13	18.1	6	8.3
Western	43	9	20.9	16	37.2	4	9.3	0	0.0	6	14.0	0	0.0	8	18.6	0	0.0
Ohio																	
Northern	33	3	9.1	5	15.2	13	39.4	0	0.0	10	30.3	0	0.0	2	6.1	0	0.0
Southern	27	11	40.7	2	7.4	6	22.2	0	0.0	3	11.1	0	0.0	3	11.1	2	7.4
Tennessee																	
Eastern	306	13	4.2	3	1.0	8	2.6	0	0.0	36	11.8	1	0.3	245	80.1	0	0.0
Middle	11	1	9.1	1	9.1	4	36.4	0	0.0	3	27.3	0	0.0	1	9.1	1	9.1
Western	74	11	14.9	2	2.7	8	10.8	0	0.0	40	54.1	2	2.7	8	10.8	3	4.1
<b>SEVENTH CIRCUIT</b>	<b>342</b>	<b>124</b>	<b>36.3</b>	<b>32</b>	<b>9.4</b>	<b>51</b>	<b>14.9</b>	<b>0</b>	<b>0.0</b>	<b>61</b>	<b>17.8</b>	<b>2</b>	<b>0.6</b>	<b>69</b>	<b>20.2</b>	<b>3</b>	<b>0.9</b>
Illinois																	
Central	71	38	53.5	3	4.2	3	4.2	0	0.0	10	14.1	0	0.0	17	23.9	0	0.0
Northern	73	5	6.8	13	17.8	21	28.8	0	0.0	15	20.5	0	0.0	17	23.3	2	2.7
Southern	96	60	62.5	2	2.1	3	3.1	0	0.0	5	5.2	0	0.0	26	27.1	0	0.0
Indiana																	
Northern	17	2	11.8	2	11.8	6	35.3	0	0.0	3	17.6	1	5.9	3	17.6	0	0.0
Southern	31	2	6.5	6	19.4	3	9.7	0	0.0	15	48.4	0	0.0	4	12.9	1	3.2
Wisconsin																	
Eastern	32	9	28.1	6	18.8	7	21.9	0	0.0	9	28.1	0	0.0	1	3.1	0	0.0
Western	22	8	36.4	0	0.0	8	36.4	0	0.0	4	18.2	1	4.5	1	4.5	0	0.0
<b>EIGHTH CIRCUIT</b>	<b>571</b>	<b>194</b>	<b>34.0</b>	<b>64</b>	<b>11.2</b>	<b>45</b>	<b>7.9</b>	<b>1</b>	<b>0.2</b>	<b>129</b>	<b>22.6</b>	<b>2</b>	<b>0.4</b>	<b>126</b>	<b>22.1</b>	<b>10</b>	<b>1.8</b>
Arkansas																	
Eastern	51	43	84.3	0	0.0	1	2.0	0	0.0	6	11.8	0	0.0	0	0.0	1	2.0
Western	13	0	0.0	3	23.1	1	7.7	0	0.0	8	61.5	0	0.0	0	0.0	1	7.7
Iowa																	
Northern	26	13	50.0	0	0.0	8	30.8	0	0.0	3	11.5	0	0.0	1	3.8	1	3.8
Southern	25	6	24.0	10	40.0	0	0.0	0	0.0	7	28.0	0	0.0	2	8.0	0	0.0
Minnesota	74	0	0.0	24	32.4	12	16.2	1	1.4	19	25.7	0	0.0	15	20.3	3	4.1
Missouri																	
Eastern	69	9	13.0	4	5.8	8	11.6	0	0.0	45	65.2	1	1.4	2	2.9	0	0.0
Western	148	4	2.7	3	2.0	9	6.1	0	0.0	28	18.9	0	0.0	102	68.9	2	1.4
Nebraska	98	80	81.6	4	4.1	4	4.1	0	0.0	6	6.1	1	1.0	3	3.1	0	0.0
North Dakota	13	1	7.7	2	15.4	1	7.7	0	0.0	7	53.8	0	0.0	0	0.0	2	15.4
South Dakota	54	38	70.4	14	25.9	1	1.9	0	0.0	0	0.0	0	0.0	1	1.9	0	0.0

**Table 62 (cont.)**

CIRCUIT	Total	Substantial Assistance Federal R.Crim.P. 35(b)		Restitution Order Modification 18 U.S.C. § 3664		Remand By Circuit Court 18 U.S.C. § 3742(f)(1)/(2)		District Court Motion 18 U.S.C. § 3559(c)(7)		District Court Motion 28 U.S.C. § 2255		Compelling Reasons Modification 18 U.S.C. § 3582(c)(1)		Retroactive Amendment Modification 18 U.S.C. § 3582(c)(2)		Unknown Type Of Resentencing	
		N	%	N	%	N	%	N	%	N	%	N	%	N	%	N	%
<b>NINTH CIRCUIT</b>	<b>564</b>	<b>51</b>	<b>9.0</b>	<b>113</b>	<b>20.0</b>	<b>136</b>	<b>24.1</b>	<b>2</b>	<b>0.4</b>	<b>144</b>	<b>25.5</b>	<b>3</b>	<b>0.5</b>	<b>98</b>	<b>17.4</b>	<b>17</b>	<b>3.0</b>
Alaska	11	0	0.0	1	9.1	3	27.3	0	0.0	4	36.4	0	0.0	3	27.3	0	0.0
Arizona	46	1	2.2	7	15.2	12	26.1	1	2.2	2	4.3	0	0.0	19	41.3	4	8.7
California																	
Central	58	5	8.6	14	24.1	12	20.7	0	0.0	9	15.5	0	0.0	10	17.2	8	13.8
Eastern	68	3	4.4	23	33.8	9	13.2	0	0.0	6	8.8	0	0.0	27	39.7	0	0.0
Northern	47	5	10.6	14	29.8	4	8.5	0	0.0	16	34.0	0	0.0	8	17.0	0	0.0
Southern	90	5	5.6	7	7.8	63	70.0	0	0.0	4	4.4	3	3.3	4	4.4	4	4.4
Guam	1	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	1	100.0	0	0.0
Hawaii	12	5	41.7	2	16.7	1	8.3	0	0.0	2	16.7	0	0.0	2	16.7	0	0.0
Idaho	12	2	16.7	6	50.0	3	25.0	0	0.0	1	8.3	0	0.0	0	0.0	0	0.0
Montana	41	17	41.5	1	2.4	4	9.8	0	0.0	11	26.8	0	0.0	8	19.5	0	0.0
Nevada	26	2	7.7	4	15.4	15	57.7	0	0.0	4	15.4	0	0.0	1	3.8	0	0.0
Northern Mariana Islands	1	0	0.0	1	100.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Oregon	69	2	2.9	22	31.9	0	0.0	0	0.0	41	59.4	0	0.0	4	5.8	0	0.0
Washington																	
Eastern	29	0	0.0	0	0.0	7	24.1	1	3.4	13	44.8	0	0.0	7	24.1	1	3.4
Western	53	4	7.5	11	20.8	3	5.7	0	0.0	31	58.5	0	0.0	4	7.5	0	0.0
<b>TENTH CIRCUIT</b>	<b>206</b>	<b>37</b>	<b>18.0</b>	<b>27</b>	<b>13.1</b>	<b>26</b>	<b>12.6</b>	<b>0</b>	<b>0.0</b>	<b>85</b>	<b>41.3</b>	<b>1</b>	<b>0.5</b>	<b>29</b>	<b>14.1</b>	<b>1</b>	<b>0.5</b>
Colorado	31	2	6.5	7	22.6	3	9.7	0	0.0	19	61.3	0	0.0	0	0.0	0	0.0
Kansas	29	6	20.7	6	20.7	8	27.6	0	0.0	4	13.8	0	0.0	5	17.2	0	0.0
New Mexico	45	0	0.0	4	8.9	5	11.1	0	0.0	19	42.2	0	0.0	17	37.8	0	0.0
Oklahoma																	
Eastern	9	0	0.0	1	11.1	3	33.3	0	0.0	4	44.4	0	0.0	1	11.1	0	0.0
Northern	6	0	0.0	0	0.0	1	16.7	0	0.0	5	83.3	0	0.0	0	0.0	0	0.0
Western	22	2	9.1	1	4.5	1	4.5	0	0.0	12	54.5	0	0.0	6	27.3	0	0.0
Utah	32	3	9.4	6	18.8	3	9.4	0	0.0	19	59.4	0	0.0	0	0.0	1	3.1
Wyoming	32	24	75.0	2	6.3	2	6.3	0	0.0	3	9.4	1	3.1	0	0.0	0	0.0
<b>ELEVENTH CIRCUIT</b>	<b>911</b>	<b>328</b>	<b>36.0</b>	<b>105</b>	<b>11.5</b>	<b>41</b>	<b>4.5</b>	<b>4</b>	<b>0.4</b>	<b>119</b>	<b>13.1</b>	<b>4</b>	<b>0.4</b>	<b>296</b>	<b>32.5</b>	<b>14</b>	<b>1.5</b>
Alabama																	
Middle	39	5	12.8	3	7.7	1	2.6	0	0.0	2	5.1	1	2.6	25	64.1	2	5.1
Northern	67	3	4.5	2	3.0	2	3.0	0	0.0	7	10.4	1	1.5	52	77.6	0	0.0
Southern	8	3	37.5	1	12.5	0	0.0	0	0.0	2	25.0	0	0.0	2	25.0	0	0.0
Florida																	
Middle	309	101	32.7	8	2.6	9	2.9	0	0.0	36	11.7	1	0.3	150	48.5	4	1.3
Northern	57	6	10.5	2	3.5	5	8.8	0	0.0	28	49.1	0	0.0	15	26.3	1	1.8
Southern	337	185	54.9	72	21.4	18	5.3	3	0.9	30	8.9	1	0.3	24	7.1	4	1.2
Georgia																	
Middle	23	7	30.4	7	30.4	3	13.0	0	0.0	6	26.1	0	0.0	0	0.0	0	0.0
Northern	58	9	15.5	10	17.2	1	1.7	1	1.7	7	12.1	0	0.0	27	46.6	3	5.2
Southern	13	9	69.2	0	0.0	2	15.4	0	0.0	1	7.7	0	0.0	1	7.7	0	0.0

<sup>1</sup> Modification of supervision conditions is a type of resentencing but information was not collected for this type. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2017 Resentencing Datafile, RESENTFY17.