

Table E-7

SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE FOR ECONOMIC OFFENSE OFFENDERS¹
Fiscal Year 2021

GUIDELINE	TOTAL	WITHIN GUIDELINE RANGE		DEPARTURE								VARIANCE	
		N	%	UPWARD		§5K1.1		§5K3.1		DOWNWARD		N	%
				N	%	N	%	N	%	N	%		
TOTAL	5,836	2,316	39.7	57	1.0	756	13.0	9	0.2	244	4.2	2,454	42.0
§2B1.1	4,230	1,698	40.1	44	1.0	544	12.9	8	0.2	166	3.9	1,770	41.8
§2B1.4	7	2	28.6	0	0.0	3	42.9	0	0.0	0	0.0	2	28.6
§2B1.5	7	2	28.6	0	0.0	0	0.0	0	0.0	0	0.0	5	71.4
§2B2.1	54	25	46.3	3	5.6	4	7.4	0	0.0	6	11.1	16	29.6
§2B3.1	1,290	500	38.8	10	0.8	156	12.1	1	0.1	62	4.8	561	43.5
§2B3.2	28	8	28.6	0	0.0	2	7.1	0	0.0	4	14.3	14	50.0
§2B4.1	86	13	15.1	0	0.0	38	44.2	0	0.0	2	2.3	33	38.4
§2B5.1	98	61	62.2	0	0.0	7	7.1	0	0.0	3	3.1	27	27.6
§2B5.3	36	7	19.4	0	0.0	2	5.6	0	0.0	1	2.8	26	72.2

¹ Of the 57,287 cases, in 5,939 the offender was sentenced under USSG Chapter Two, Part B (Basic Economic Offenses). Of these, 5,841 offenders were sentenced under §§2B1.1 (Theft, Property Destruction, and Fraud Offenses), 2B1.4 (Insider Trading), 2B1.5 (Cultural Heritage Resources), 2B2.1 (Burglary), 2B3.1 (Robbery), 2B3.2 (Extortion), 2B4.1 (Bribery), 2B5.1 (Counterfeiting), or 2B5.3 (Copyright). Of these 5,841 cases, five were excluded because 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.