

Table 29

SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE¹
Fiscal Year 2025

	<u>N</u>	<u>%</u>
TOTAL CASES	66,036	100.0
SENTENCES UNDER THE GUIDELINES MANUAL	45,459	68.8
Within Guideline Range	33,979	51.5
Upward Departure ²	249	0.4
Downward Departure		
§5K1.1 Substantial Assistance	5,423	8.2
§5K3.1 Early Disposition Program	4,012	6.1
Other Government Motion ³	863	1.3
Non-Government Departure ⁴	933	1.4
VARIANCES	20,577	31.2
Upward Variance ⁵	2,890	4.4
Downward Variance		
Government Motion ⁶	6,338	9.6
Non-Government Variance ⁷	11,349	17.2

¹ Of the 66,662 cases, 626 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.

² Cases in which the sentence imposed was above the applicable guideline range and for which the court cited a reason on Part V of the Statement of Reasons form, other than §5K1.1 or §5K3.1.

³ Cases in which the sentence imposed was below the applicable guideline range and for which the court cited a reason on Part V of the Statement of Reasons form, other than §5K1.1 or §5K3.1, and where the prosecution initiated, proposed, or stipulated to the sentence.

⁴ Cases in which the sentence imposed was below the applicable guideline range and for which the court cited a reason on Part V of the Statement of Reasons form, other than §5K1.1 or §5K3.1, and where the prosecution did not initiate, propose, or stipulate to the sentence.

⁵ Cases in which the sentence imposed was above the applicable guideline range and for which the court cited a reason on Part VI of the Statement of Reasons form.

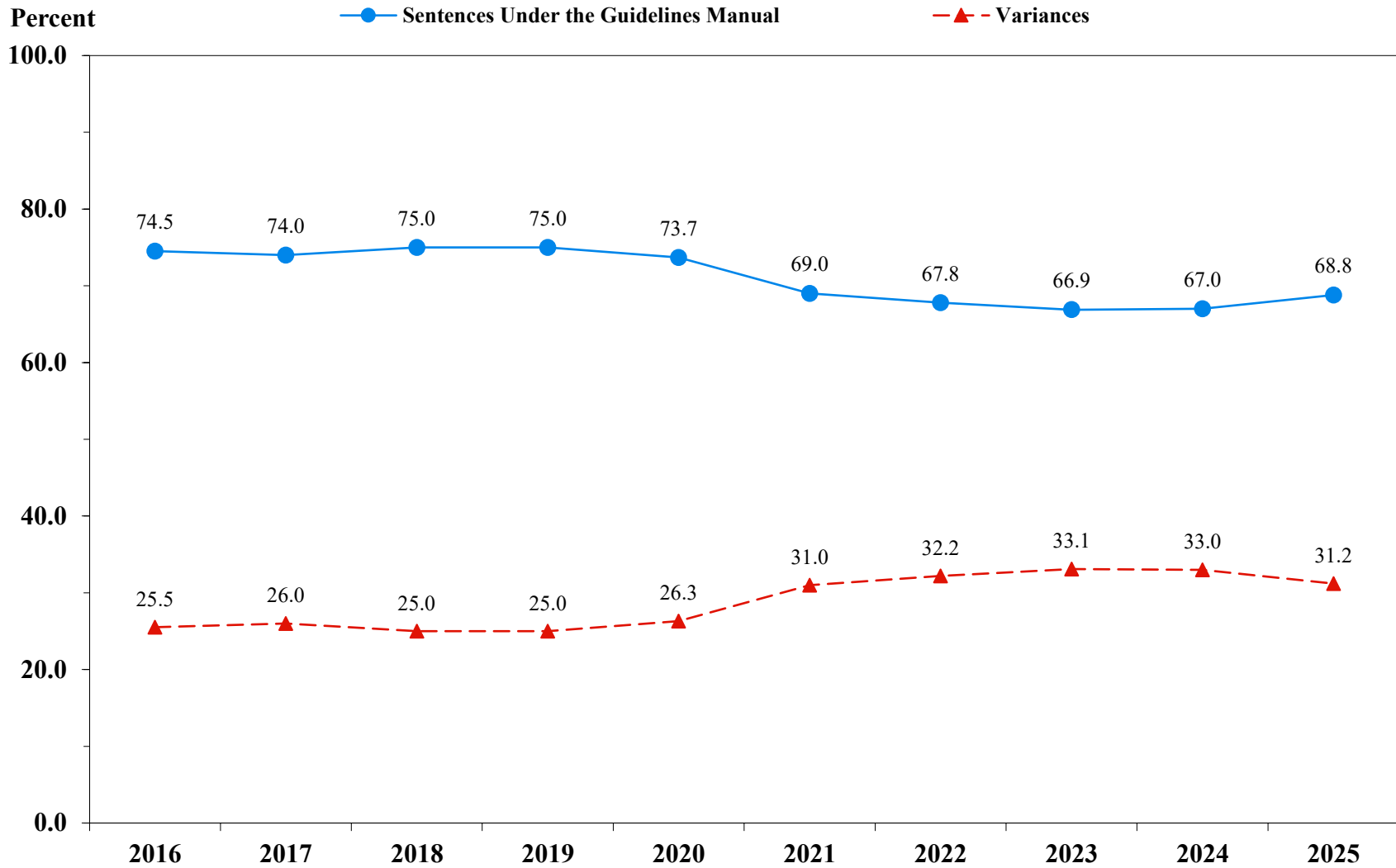
⁶ Cases in which the sentence imposed was below the applicable guideline range and for which the court cited a reason on Part VI of the Statement of Reasons form, and where the prosecution initiated, proposed, or stipulated to the sentence.

⁷ Cases in which the sentence imposed was below the applicable guideline range and for which the court cited a reason on Part VI of the Statement of Reasons form, or where no reason was given, and where the prosecution did not initiate, propose, or stipulate to the sentence.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.

Figure 8

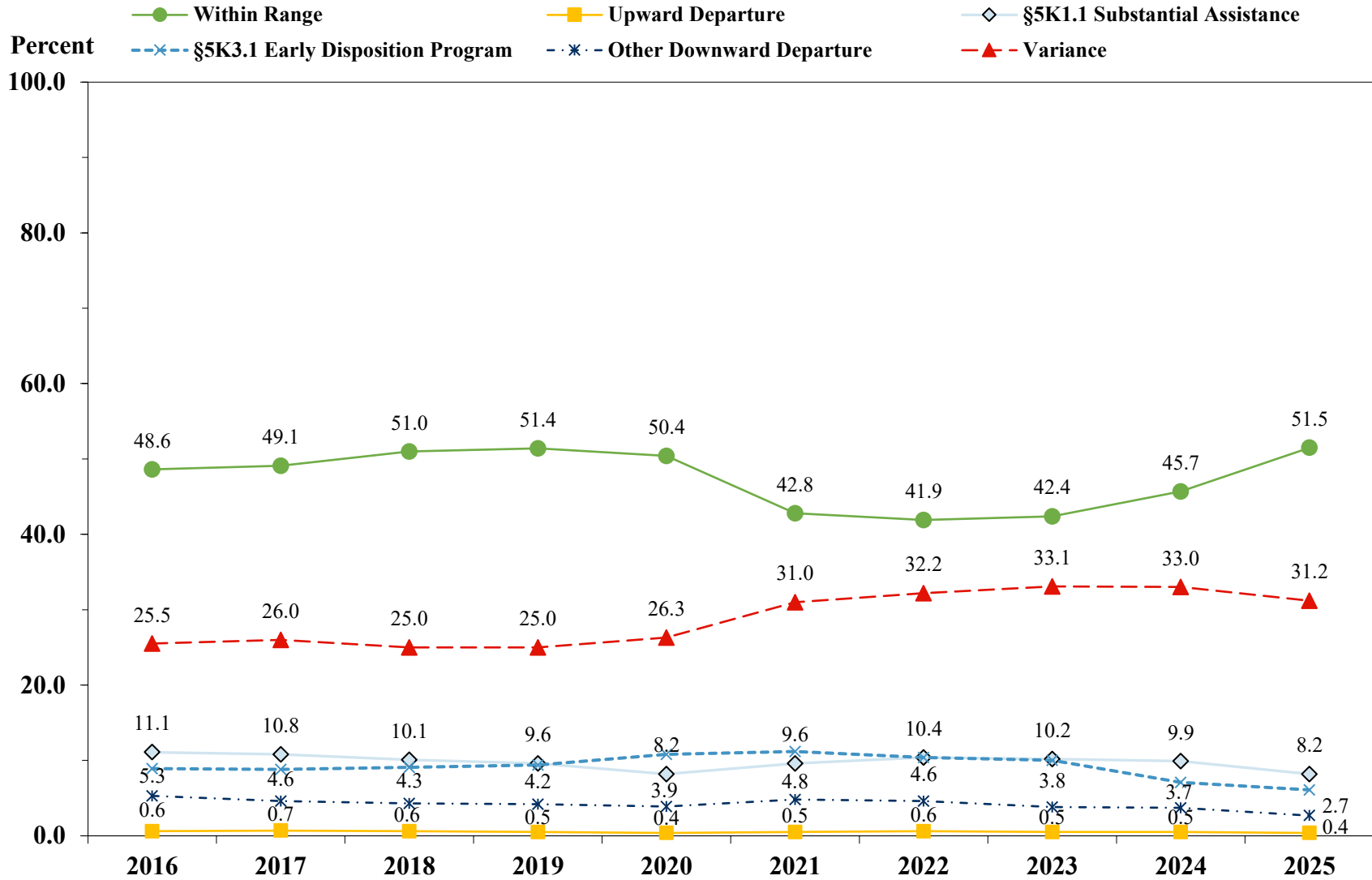
SENTENCES UNDER THE GUIDELINES MANUAL AND VARIANCES OVER TIME¹
Fiscal Years 2016 - 2025



¹ Descriptions of variables used in this figure are provided in Appendix A.

Figure 9

SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE OVER TIME¹
Fiscal Years 2016 - 2025



¹ Descriptions of variables used in this figure are provided in Appendix A.

Table 30

**SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE
IN EACH CIRCUIT AND DISTRICT¹
Fiscal Year 2025**

CIRCUIT District	TOTAL	WITHIN GUIDELINE RANGE		DEPARTURE								VARIANCE	
		N	%	UPWARD		§5K1.1		§5K3.1		DOWNWARD		N	%
				N	%	N	%	N	%	N	%		
TOTAL	66,036	33,979	51.5	249	0.4	5,423	8.2	4,012	6.1	1,796	2.7	20,577	31.2
D.C. CIRCUIT	423	175	41.4	4	0.9	46	10.9	0	0.0	12	2.8	186	44.0
District of Columbia	423	175	41.4	4	0.9	46	10.9	0	0.0	12	2.8	186	44.0
FIRST CIRCUIT	1,901	707	37.2	6	0.3	174	9.2	9	0.5	73	3.8	932	49.0
Maine	144	56	38.9	0	0.0	27	18.8	0	0.0	3	2.1	58	40.3
Massachusetts	558	159	28.5	3	0.5	55	9.9	9	1.6	28	5.0	304	54.5
New Hampshire	130	28	21.5	0	0.0	19	14.6	0	0.0	5	3.8	78	60.0
Puerto Rico	971	433	44.6	3	0.3	69	7.1	0	0.0	36	3.7	430	44.3
Rhode Island	98	31	31.6	0	0.0	4	4.1	0	0.0	1	1.0	62	63.3
SECOND CIRCUIT	2,790	879	31.5	6	0.2	481	17.2	0	0.0	110	3.9	1,314	47.1
Connecticut	260	55	21.2	2	0.8	33	12.7	0	0.0	32	12.3	138	53.1
New York													
Eastern	604	140	23.2	2	0.3	107	17.7	0	0.0	55	9.1	300	49.7
Northern	418	246	58.9	2	0.5	81	19.4	0	0.0	9	2.2	80	19.1
Southern	895	223	24.9	0	0.0	120	13.4	0	0.0	11	1.2	541	60.4
Western	403	171	42.4	0	0.0	89	22.1	0	0.0	1	0.2	142	35.2
Vermont	210	44	21.0	0	0.0	51	24.3	0	0.0	2	1.0	113	53.8
THIRD CIRCUIT	2,214	886	40.0	4	0.2	367	16.6	16	0.7	42	1.9	899	40.6
Delaware	149	93	62.4	1	0.7	9	6.0	12	8.1	1	0.7	33	22.1
New Jersey	666	194	29.1	1	0.2	138	20.7	0	0.0	2	0.3	331	49.7
Pennsylvania													
Eastern	476	197	41.4	1	0.2	88	18.5	3	0.6	8	1.7	179	37.6
Middle	408	171	41.9	0	0.0	79	19.4	1	0.2	24	5.9	133	32.6
Western	456	196	43.0	1	0.2	51	11.2	0	0.0	4	0.9	204	44.7
Virgin Islands	59	35	59.3	0	0.0	2	3.4	0	0.0	3	5.1	19	32.2
FOURTH CIRCUIT	4,125	1,928	46.7	16	0.4	529	12.8	1	0.0	64	1.6	1,587	38.5
Maryland	424	118	27.8	4	0.9	67	15.8	0	0.0	13	3.1	222	52.4
North Carolina													
Eastern	797	486	61.0	4	0.5	180	22.6	0	0.0	4	0.5	123	15.4
Middle	312	162	51.9	0	0.0	17	5.4	1	0.3	2	0.6	130	41.7
Western	351	160	45.6	2	0.6	35	10.0	0	0.0	4	1.1	150	42.7
South Carolina	589	210	35.7	2	0.3	112	19.0	0	0.0	16	2.7	249	42.3
Virginia													
Eastern	862	469	54.4	3	0.3	35	4.1	0	0.0	14	1.6	341	39.6
Western	248	75	30.2	0	0.0	46	18.5	0	0.0	5	2.0	122	49.2
West Virginia													
Northern	326	151	46.3	0	0.0	24	7.4	0	0.0	1	0.3	150	46.0
Southern	216	97	44.9	1	0.5	13	6.0	0	0.0	5	2.3	100	46.3

Table 30 (cont.)

CIRCUIT District	TOTAL	WITHIN GUIDELINE		DEPARTURE								VARIANCE	
		RANGE		UPWARD		§5K1.1		§5K3.1		DOWNWARD			
		N	%	N	%	N	%	N	%	N	%	N	%
FIFTH CIRCUIT	21,432	15,403	71.9	78	0.4	823	3.8	214	1.0	489	2.3	4,425	20.6
Louisiana													
Eastern	323	204	63.2	9	2.8	28	8.7	3	0.9	3	0.9	76	23.5
Middle	94	58	61.7	0	0.0	15	16.0	0	0.0	0	0.0	21	22.3
Western	377	264	70.0	8	2.1	39	10.3	0	0.0	6	1.6	60	15.9
Mississippi													
Northern	179	93	52.0	3	1.7	23	12.8	0	0.0	4	2.2	56	31.3
Southern	378	244	64.6	0	0.0	40	10.6	0	0.0	5	1.3	89	23.5
Texas													
Eastern	1,015	605	59.6	11	1.1	66	6.5	0	0.0	10	1.0	323	31.8
Northern	1,382	937	67.8	16	1.2	127	9.2	1	0.1	13	0.9	288	20.8
Southern	7,542	5,249	69.6	27	0.4	284	3.8	198	2.6	404	5.4	1,380	18.3
Western	10,142	7,749	76.4	4	0.0	201	2.0	12	0.1	44	0.4	2,132	21.0
SIXTH CIRCUIT	4,298	1,700	39.6	19	0.4	598	13.9	11	0.3	215	5.0	1,755	40.8
Kentucky													
Eastern	390	203	52.1	3	0.8	68	17.4	0	0.0	10	2.6	106	27.2
Western	388	119	30.7	3	0.8	80	20.6	8	2.1	17	4.4	161	41.5
Michigan													
Eastern	851	365	42.9	1	0.1	51	6.0	0	0.0	31	3.6	403	47.4
Western	242	146	60.3	2	0.8	17	7.0	0	0.0	10	4.1	67	27.7
Ohio													
Northern	662	252	38.1	1	0.2	97	14.7	0	0.0	18	2.7	294	44.4
Southern	560	134	23.9	3	0.5	98	17.5	3	0.5	103	18.4	219	39.1
Tennessee													
Eastern	532	247	46.4	4	0.8	101	19.0	0	0.0	7	1.3	173	32.5
Middle	335	80	23.9	0	0.0	46	13.7	0	0.0	15	4.5	194	57.9
Western	338	154	45.6	2	0.6	40	11.8	0	0.0	4	1.2	138	40.8
SEVENTH CIRCUIT	2,111	787	37.3	5	0.2	214	10.1	0	0.0	71	3.4	1,034	49.0
Illinois													
Central	218	60	27.5	0	0.0	30	13.8	0	0.0	3	1.4	125	57.3
Northern	587	170	29.0	0	0.0	50	8.5	0	0.0	28	4.8	339	57.8
Southern	240	146	60.8	3	1.3	28	11.7	0	0.0	11	4.6	52	21.7
Indiana													
Northern	279	146	52.3	1	0.4	39	14.0	0	0.0	2	0.7	91	32.6
Southern	356	175	49.2	0	0.0	54	15.2	0	0.0	2	0.6	125	35.1
Wisconsin													
Eastern	302	57	18.9	0	0.0	13	4.3	0	0.0	2	0.7	230	76.2
Western	129	33	25.6	1	0.8	0	0.0	0	0.0	23	17.8	72	55.8
EIGHTH CIRCUIT	4,606	2,024	43.9	30	0.7	522	11.3	38	0.8	63	1.4	1,929	41.9
Arkansas													
Eastern	475	233	49.1	0	0.0	39	8.2	0	0.0	0	0.0	203	42.7
Western	162	62	38.3	0	0.0	14	8.6	1	0.6	1	0.6	84	51.9
Iowa													
Northern	313	153	48.9	9	2.9	46	14.7	0	0.0	3	1.0	102	32.6
Southern	343	134	39.1	1	0.3	27	7.9	0	0.0	2	0.6	179	52.2
Minnesota	396	137	34.6	2	0.5	52	13.1	6	1.5	23	5.8	176	44.4
Missouri													
Eastern	988	444	44.9	1	0.1	100	10.1	0	0.0	8	0.8	435	44.0
Western	668	239	35.8	1	0.1	116	17.4	0	0.0	9	1.3	303	45.4
Nebraska	432	220	50.9	1	0.2	10	2.3	26	6.0	4	0.9	171	39.6
North Dakota	325	125	38.5	3	0.9	116	35.7	4	1.2	4	1.2	73	22.5
South Dakota	504	277	55.0	12	2.4	2	0.4	1	0.2	9	1.8	203	40.3

Table 30 (cont.)

CIRCUIT	TOTAL	WITHIN GUIDELINE		DEPARTURE								VARIANCE	
		RANGE		UPWARD		§5K1.1		§5K3.1		DOWNWARD			
District		N	%	N	%	N	%	N	%	N	%	N	%
NINTH CIRCUIT	10,832	3,407	31.5	35	0.3	850	7.8	3,017	27.9	430	4.0	3,093	28.6
Alaska	137	44	32.1	1	0.7	10	7.3	0	0.0	5	3.6	77	56.2
Arizona	4,005	1,485	37.1	10	0.2	95	2.4	1,643	41.0	62	1.5	710	17.7
California													
Central	918	287	31.3	4	0.4	104	11.3	39	4.2	59	6.4	425	46.3
Eastern	471	154	32.7	3	0.6	93	19.7	9	1.9	7	1.5	205	43.5
Northern	364	43	11.8	1	0.3	44	12.1	0	0.0	15	4.1	261	71.7
Southern	2,648	726	27.4	7	0.3	129	4.9	1,273	48.1	241	9.1	272	10.3
Guam	35	15	42.9	0	0.0	9	25.7	0	0.0	0	0.0	11	31.4
Hawaii	142	38	26.8	0	0.0	49	34.5	0	0.0	0	0.0	55	38.7
Idaho	309	118	38.2	0	0.0	51	16.5	9	2.9	12	3.9	119	38.5
Montana	403	140	34.7	2	0.5	82	20.3	0	0.0	12	3.0	167	41.4
Nevada	201	36	17.9	0	0.0	7	3.5	35	17.4	7	3.5	116	57.7
Northern Mariana Islands	17	13	76.5	1	5.9	1	5.9	0	0.0	0	0.0	2	11.8
Oregon	501	103	20.6	4	0.8	97	19.4	0	0.0	4	0.8	293	58.5
Washington													
Eastern	335	101	30.1	1	0.3	73	21.8	4	1.2	5	1.5	151	45.1
Western	346	104	30.1	1	0.3	6	1.7	5	1.4	1	0.3	229	66.2
TENTH CIRCUIT	5,824	3,022	51.9	41	0.7	337	5.8	688	11.8	175	3.0	1,561	26.8
Colorado	375	106	28.3	3	0.8	77	20.5	20	5.3	6	1.6	163	43.5
Kansas	391	165	42.2	3	0.8	46	11.8	14	3.6	17	4.3	146	37.3
New Mexico	2,697	1,723	63.9	22	0.8	73	2.7	496	18.4	94	3.5	289	10.7
Oklahoma													
Eastern	256	168	65.6	2	0.8	17	6.6	0	0.0	2	0.8	67	26.2
Northern	563	319	56.7	7	1.2	51	9.1	0	0.0	32	5.7	154	27.4
Western	583	267	45.8	0	0.0	18	3.1	0	0.0	0	0.0	298	51.1
Utah	778	188	24.2	2	0.3	41	5.3	141	18.1	15	1.9	391	50.3
Wyoming	181	86	47.5	2	1.1	14	7.7	17	9.4	9	5.0	53	29.3
ELEVENTH CIRCUIT	5,480	3,061	55.9	5	0.1	482	8.8	18	0.3	52	0.9	1,862	34.0
Alabama													
Middle	263	130	49.4	0	0.0	23	8.7	1	0.4	2	0.8	107	40.7
Northern	516	339	65.7	0	0.0	57	11.0	1	0.2	4	0.8	115	22.3
Southern	299	174	58.2	0	0.0	54	18.1	5	1.7	5	1.7	61	20.4
Florida													
Middle	1,528	809	52.9	3	0.2	157	10.3	0	0.0	8	0.5	551	36.1
Northern	300	142	47.3	0	0.0	36	12.0	10	3.3	5	1.7	107	35.7
Southern	1,402	814	58.1	1	0.1	69	4.9	0	0.0	10	0.7	508	36.2
Georgia													
Middle	398	273	68.6	0	0.0	18	4.5	0	0.0	5	1.3	102	25.6
Northern	502	176	35.1	0	0.0	34	6.8	1	0.2	11	2.2	280	55.8
Southern	272	204	75.0	1	0.4	34	12.5	0	0.0	2	0.7	31	11.4

¹ Of the 66,662 cases, 626 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.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.

Table 31

**SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE
BY TYPE OF CRIME¹
Fiscal Year 2025**

TYPE OF CRIME	TOTAL	WITHIN GUIDELINE		DEPARTURE								VARIANCE	
		RANGE		UPWARD		§5K1.1		§5K3.1		DOWNWARD			
		N	%	N	%	N	%	N	%	N	%	N	%
TOTAL	66,036	33,979	51.5	249	0.4	5,423	8.2	4,012	6.1	1,796	2.7	20,577	31.2
Administration of Justice	559	284	50.8	7	1.3	31	5.5	0	0.0	14	2.5	223	39.9
Antitrust	18	7	38.9	0	0.0	5	27.8	0	0.0	1	5.6	5	27.8
Arson	77	40	51.9	2	2.6	9	11.7	0	0.0	2	2.6	24	31.2
Assault	840	379	45.1	26	3.1	25	3.0	0	0.0	35	4.2	375	44.6
Bribery/Corruption	310	70	22.6	0	0.0	89	28.7	2	0.6	10	3.2	139	44.8
Burglary/Trespass	49	30	61.2	0	0.0	3	6.1	0	0.0	1	2.0	15	30.6
Child Pornography	1,432	541	37.8	4	0.3	26	1.8	0	0.0	43	3.0	818	57.1
Commercialized Vice	88	48	54.5	3	3.4	9	10.2	0	0.0	3	3.4	25	28.4
Drug Possession	90	79	87.8	0	0.0	0	0.0	0	0.0	0	0.0	11	12.2
Drug Trafficking	16,212	4,703	29.0	46	0.3	3,162	19.5	723	4.5	569	3.5	7,009	43.2
Environmental	146	74	50.7	0	0.0	16	11.0	0	0.0	13	8.9	43	29.5
Extortion/Racketeering	57	23	40.4	0	0.0	9	15.8	0	0.0	1	1.8	24	42.1
Firearms	8,035	4,020	50.0	54	0.7	419	5.2	6	0.1	231	2.9	3,305	41.1
Food and Drug	44	32	72.7	0	0.0	0	0.0	0	0.0	0	0.0	12	27.3
Forgery/Counter/Copyright	83	33	39.8	0	0.0	5	6.0	0	0.0	6	7.2	39	47.0
Fraud/Theft/Embezzlement	5,044	2,141	42.4	13	0.3	695	13.8	6	0.1	112	2.2	2,077	41.2
Immigration	24,927	17,407	69.8	44	0.2	190	0.8	3,263	13.1	481	1.9	3,542	14.2
Individual Rights	100	38	38.0	0	0.0	14	14.0	0	0.0	3	3.0	45	45.0
Kidnapping	146	41	28.1	1	0.7	26	17.8	1	0.7	13	8.9	64	43.8
Manslaughter	94	37	39.4	5	5.3	1	1.1	0	0.0	8	8.5	43	45.7
Money Laundering	1,368	380	27.8	4	0.3	322	23.5	7	0.5	60	4.4	595	43.5
Murder	405	159	39.3	7	1.7	83	20.5	2	0.5	24	5.9	130	32.1
National Defense	273	123	45.1	0	0.0	27	9.9	1	0.4	12	4.4	110	40.3
Obscenity/Other Sex Offenses	325	166	51.1	1	0.3	4	1.2	0	0.0	8	2.5	146	44.9
Prison Offenses	412	269	65.3	1	0.2	7	1.7	0	0.0	22	5.3	113	27.4
Robbery	1,248	506	40.5	13	1.0	116	9.3	0	0.0	54	4.3	559	44.8
Sexual Abuse	1,408	607	43.1	16	1.1	57	4.0	1	0.1	53	3.8	674	47.9
Stalking/Harassing	286	122	42.7	2	0.7	6	2.1	0	0.0	6	2.1	150	52.4
Tax	409	101	24.7	0	0.0	61	14.9	0	0.0	10	2.4	237	57.9
Other	1,551	1,519	97.9	0	0.0	6	0.4	0	0.0	1	0.1	25	1.6

¹ Of the 66,662 cases, 626 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.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.

Table 32

SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE BY PRIMARY SENTENCING GUIDELINE¹
Fiscal Year 2025

Guideline	Total	Within Guideline		Departure				Variance	Guideline	Total	Within Guideline		Departure			
		Range	Up	§5K1.1	§5K3.1	Down					Range	Up	§5K1.1	§5K3.1	Down	Variance
§2A1.1	259	104	1	54	0	15	85	§2D1.8	8	3	0	2	0	0	3	
§2A1.2	94	38	6	9	2	7	32	§2D1.9	0	0	0	0	0	0	0	
§2A1.3	45	21	4	1	0	3	16	§2D1.10	0	0	0	0	0	0	0	
§2A1.4	48	15	1	0	0	5	27	§2D1.11	1	0	0	1	0	0	0	
§2A1.5	33	10	0	13	0	2	8	§2D1.12	2	0	0	1	0	0	1	
§2A2.1	193	86	3	19	0	5	80	§2D1.13	0	0	0	0	0	0	0	
§2A2.2	555	239	22	4	0	29	261	§2D1.14	0	0	0	0	0	0	0	
§2A2.3	47	31	1	0	0	0	15	§2D2.1	57	49	0	0	0	0	8	
§2A2.4	212	127	3	0	0	6	76	§2D2.2	25	21	0	1	0	0	3	
§2A3.1	135	55	1	4	0	9	66	§2D2.3	0	0	0	0	0	0	0	
§2A3.2	30	20	3	0	0	0	7	§2D3.1	4	4	0	0	0	0	0	
§2A3.3	11	2	0	1	0	1	7	§2D3.2	0	0	0	0	0	0	0	
§2A3.4	37	15	4	0	0	1	17	§2D3.3	0	0	0	0	0	0	0	
§2A3.5	291	155	0	2	0	8	126	§2D3.4	0	0	0	0	0	0	0	
§2A4.1	141	41	1	25	1	13	60	§2D3.5	0	0	0	0	0	0	0	
§2A4.2	0	0	0	0	0	0	0	§2E1.1	10	4	0	1	0	1	4	
§2A5.1	0	0	0	0	0	0	0	§2E1.2	2	2	0	0	0	0	0	
§2A5.2	29	17	0	0	0	0	12	§2E1.3	0	0	0	0	0	0	0	
§2A5.3	0	0	0	0	0	0	0	§2E1.4	5	2	0	0	0	0	3	
§2A6.1	188	85	1	2	0	5	95	§2E1.5	0	0	0	0	0	0	0	
§2A6.2	90	34	1	4	0	1	50	§2E2.1	3	0	0	2	0	0	1	
§2B1.1	4,803	1,974	13	677	6	105	2,028	§2E3.1	66	39	3	6	0	3	15	
§2B1.2	0	0	0	0	0	0	0	§2E3.2	0	0	0	0	0	0	0	
§2B1.3	0	0	0	0	0	0	0	§2E3.3	0	0	0	0	0	0	0	
§2B1.4	28	1	0	5	0	3	19	§2E4.1	3	1	0	2	0	0	0	
§2B1.5	18	6	0	3	0	0	9	§2E5.1	2	1	0	0	0	0	1	
§2B1.6 ²	46	43	0	3	0	0	0	§2E5.2	0	0	0	0	0	0	0	
§2B2.1	34	15	0	3	0	1	15	§2E5.3	0	0	0	0	0	0	0	
§2B2.2	0	0	0	0	0	0	0	§2E5.4	0	0	0	0	0	0	0	
§2B2.3	12	12	0	0	0	0	0	§2E5.5	0	0	0	0	0	0	0	
§2B3.1	1,233	502	13	115	0	53	550	§2E5.6	0	0	0	0	0	0	0	
§2B3.2	21	9	0	2	0	0	10	§2F1.1	0	0	0	0	0	0	0	
§2B3.3	5	2	0	0	0	0	3	§2F1.2	0	0	0	0	0	0	0	
§2B4.1	102	26	0	46	0	0	30	§2G1.1	42	15	1	4	0	2	20	
§2B5.1	40	21	0	2	0	5	12	§2G1.2	0	0	0	0	0	0	0	
§2B5.2	0	0	0	0	0	0	0	§2G1.3	367	201	6	19	1	7	133	
§2B5.3	40	10	0	3	0	1	26	§2G2.1	798	307	1	31	0	32	427	
§2B5.4	0	0	0	0	0	0	0	§2G2.2	1,429	540	4	26	0	43	816	
§2B6.1	6	0	0	4	0	0	2	§2G2.3	0	0	0	0	0	0	0	
§2C1.1	203	41	0	43	2	10	107	§2G2.4	0	0	0	0	0	0	0	
§2C1.2	1	0	0	0	0	0	1	§2G2.5	0	0	0	0	0	0	0	
§2C1.3	2	2	0	0	0	0	0	§2G2.6	0	0	0	0	0	0	0	
§2C1.4	0	0	0	0	0	0	0	§2G3.1	28	8	1	2	0	0	17	
§2C1.5	0	0	0	0	0	0	0	§2G3.2	0	0	0	0	0	0	0	
§2C1.6	0	0	0	0	0	0	0	§2H1.1	64	16	0	12	0	2	34	
§2C1.7	0	0	0	0	0	0	0	§2H1.2	0	0	0	0	0	0	0	
§2C1.8	0	0	0	0	0	0	0	§2H1.3	0	0	0	0	0	0	0	
§2D1.1	15,944	4,610	46	3,133	723	552	6,880	§2H1.4	0	0	0	0	0	0	0	
§2D1.2	177	75	0	19	0	15	68	§2H1.5	0	0	0	0	0	0	0	
§2D1.3	0	0	0	0	0	0	0	§2H2.1	8	5	0	0	0	0	3	
§2D1.4	0	0	0	0	0	0	0	§2H3.1	3	3	0	0	0	0	0	
§2D1.5	9	3	0	4	0	0	2	§2H3.2	1	1	0	0	0	0	0	
§2D1.6	0	0	0	0	0	0	0	§2H3.3	7	7	0	0	0	0	0	
§2D1.7	1	1	0	0	0	0	0	§2H4.1	16	6	0	2	0	1	7	

Table 32 (cont.)

Guideline	Within Guideline							Guideline	Within Guideline						
	Total	Range	Up	\$5K1.1	\$5K3.1	Down	Variance		Total	Range	Up	\$5K1.1	\$5K3.1	Down	Variance
§2H4.2	0	0	0	0	0	0	0	§2M5.2	169	55	0	17	1	6	90
§2J1.1	0	0	0	0	0	0	0	§2M5.3	11	2	0	1	0	2	6
§2J1.2	114	48	1	16	0	1	48	§2M6.1	5	1	0	2	0	0	2
§2J1.3	13	4	0	0	0	1	8	§2M6.2	1	1	0	0	0	0	0
§2J1.4	9	6	0	0	0	0	3	§2N1.1	12	1	0	0	0	0	11
§2J1.5	1	0	0	0	0	0	1	§2N1.2	0	0	0	0	0	0	0
§2J1.6	29	19	0	0	0	2	8	§2N1.3	1	1	0	0	0	0	0
§2J1.7	0	0	0	0	0	0	0	§2N2.1	26	25	0	0	0	0	1
§2J1.8	0	0	0	0	0	0	0	§2N3.1	1	1	0	0	0	0	0
§2J1.9	0	0	0	0	0	0	0	§2P1.1	253	183	1	3	0	5	61
§2K1.1	2	2	0	0	0	0	0	§2P1.2	121	65	0	4	0	11	41
§2K1.2	0	0	0	0	0	0	0	§2P1.3	6	2	0	0	0	0	4
§2K1.3	15	5	0	2	0	0	8	§2P1.4	0	0	0	0	0	0	0
§2K1.4	76	40	2	9	0	2	23	§2Q1.1	2	0	0	1	0	1	0
§2K1.5	1	0	0	0	0	0	1	§2Q1.2	30	9	0	6	0	0	15
§2K1.6	0	0	0	0	0	0	0	§2Q1.3	11	5	0	2	0	3	1
§2K1.7	0	0	0	0	0	0	0	§2Q1.4	1	0	0	0	0	0	1
§2K2.1	7,705	3,797	48	399	6	228	3,227	§2Q1.5	0	0	0	0	0	0	0
§2K2.2	0	0	0	0	0	0	0	§2Q1.6	0	0	0	0	0	0	0
§2K2.3	0	0	0	0	0	0	0	§2Q2.1	90	51	0	6	0	8	25
§2K2.4 ³	252	193	6	14	0	0	39	§2Q2.2	0	0	0	0	0	0	0
§2K2.5	9	7	0	0	0	0	2	§2R1.1	18	7	0	5	0	1	5
§2K2.6	0	0	0	0	0	0	0	§2S1.1	1,170	287	1	302	6	50	524
§2K3.1	0	0	0	0	0	0	0	§2S1.2	0	0	0	0	0	0	0
§2K3.2	0	0	0	0	0	0	0	§2S1.3	185	89	3	19	1	9	64
§2L1.1	3,956	2,099	7	142	926	55	727	§2S1.4	0	0	0	0	0	0	0
§2L1.2	18,200	12,985	35	36	2,078	415	2,651	§2T1.1	212	54	0	27	0	8	123
§2L1.3	0	0	0	0	0	0	0	§2T1.2	0	0	0	0	0	0	0
§2L2.1	53	31	0	6	0	5	11	§2T1.3	0	0	0	0	0	0	0
§2L2.2	529	468	0	2	2	0	57	§2T1.4	112	26	0	23	0	0	63
§2L2.3	0	0	0	0	0	0	0	§2T1.5	0	0	0	0	0	0	0
§2L2.4	0	0	0	0	0	0	0	§2T1.6	63	12	0	5	0	2	44
§2L2.5	0	0	0	0	0	0	0	§2T1.7	0	0	0	0	0	0	0
§2M1.1	0	0	0	0	0	0	0	§2T1.8	0	0	0	0	0	0	0
§2M2.1	0	0	0	0	0	0	0	§2T1.9	7	2	0	2	0	0	3
§2M2.2	0	0	0	0	0	0	0	§2T2.1	0	0	0	0	0	0	0
§2M2.3	0	0	0	0	0	0	0	§2T2.2	0	0	0	0	0	0	0
§2M2.4	0	0	0	0	0	0	0	§2T3.1	12	5	0	4	0	0	3
§2M3.1	1	0	0	0	0	0	1	§2T3.2	0	0	0	0	0	0	0
§2M3.2	3	0	0	0	0	2	1	§2T4.1	0	0	0	0	0	0	0
§2M3.3	2	0	0	1	0	0	1	§2X1.1	11	2	0	5	0	0	4
§2M3.4	0	0	0	0	0	0	0	§2X2.1	0	0	0	0	0	0	0
§2M3.5	0	0	0	0	0	0	0	§2X3.1	73	20	0	16	0	3	34
§2M3.6	0	0	0	0	0	0	0	§2X4.1	162	72	3	15	0	3	69
§2M3.7	0	0	0	0	0	0	0	§2X5.1	0	0	0	0	0	0	0
§2M3.8	0	0	0	0	0	0	0	§2X5.2	216	213	0	0	0	0	3
§2M3.9	0	0	0	0	0	0	0	§2X6.1	0	0	0	0	0	0	0
§2M4.1	0	0	0	0	0	0	0	§2X7.1	0	0	0	0	0	0	0
§2M5.1	17	3	0	5	0	2	7	§2X7.2	0	0	0	0	0	0	0
TOTAL									62,082	30,581	247	5,409	3,755	1,771	20,319

¹ Of the 66,662 cases, 4,580 were excluded due to one or both of the following reasons: information was missing from the submitted documents that prevented the comparison of the sentence and the guideline range (626) or missing guideline applied (4,565). Descriptions of variables used in this table are provided in Appendix A.

² In these cases, the sentenced individual was convicted of violating 18 U.S.C. § 1028A (Aggravated Identity Theft) as the only count or counts of conviction. The *Guidelines Manual* provides punishment for this type of offense under §2B1.6.

³ In these cases, the sentenced individual was convicted of violating 18 U.S.C. § 924(c) (Use of Firearm, Armor-Piercing Ammunition, or Explosives During or in Relation to Certain Crimes) as the only count or counts of conviction. The *Guidelines Manual* provides punishment for this type of offense under §2K2.4.

Table 33

ATTRIBUTION CATEGORY FOR SENTENCES OUTSIDE OF THE GUIDELINE RANGE¹
Fiscal Year 2025

	TOTAL CASES	§5K1.1 Substantial Assistance ²		§5K3.1 Early Disposition ²		Pursuant to a Plea Agreement					
						Binding Plea Accepted by Court		Plea with Departure Court Finds Reasonable		Plea States Gov't Will Not Oppose	
		N	%	N	%	N	%	N	%	N	%
TOTAL	32,057	5,441	17.0	4,066	12.7	4,649	14.5	5,692	17.8	380	1.2
Departures	11,480	5,423	47.2	4,059	35.4	2,559	22.3	3,783	33.0	176	1.5
Upward Departure	249	0	0.0	0	0.0	68	27.3	40	16.1	0	0.0
Downward Departure											
§5K1.1 Substantial Assistance	5,423	5,423	100.0	47	0.9	159	2.9	1,171	21.6	17	0.3
§5K3.1 Early Disposition Program	4,012	0	0.0	4,012	100.0	2,007	50.0	2,195	54.7	139	3.5
Other Government Motion	863	0	0.0	0	0.0	325	37.7	377	43.7	20	2.3
Non-Government Departure	933	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Variances	20,577	18	0.1	7	0.0	2,090	10.2	1,909	9.3	204	1.0
Upward Variance	2,890	18	0.6	7	0.2	245	8.5	149	5.2	0	0.0
Downward Variance											
Government Motion	6,338	0	0.0	0	0.0	1,845	29.1	1,760	27.8	204	3.2
Non-Government Variance	11,349	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0

Table 33 (cont.)

Pursuant to a Motion Not in a Plea Agreement

	Other Government Motion		Defense Motion/Gov't Did Not Object		Defense Motion/Gov't Did Object		Joint Motion		Other than a Plea/Motion by Parties		No Information Available	
	N	%	N	%	N	%	N	%	N	%	N	%
	TOTAL	5,081	15.8	4,474	14.0	7,327	22.9	2,134	6.7	5,506	17.2	2,046
Departures	4,071	35.5	1,643	14.3	1,455	12.7	795	6.9	877	7.6	174	1.5
Upward Departure	70	28.1	2	0.8	3	1.2	8	3.2	64	25.7	20	8.0
Downward Departure												
§5K1.1 Substantial Assistance	3,726	68.7	663	12.2	742	13.7	434	8.0	452	8.3	0	0.0
§5K3.1 Early Disposition Program	194	4.8	454	11.3	399	9.9	215	5.4	101	2.5	0	0.0
Other Government Motion	81	9.4	75	8.7	86	10.0	138	16.0	57	6.6	26	3.0
Non-Government Departure	0	0.0	449	48.1	225	24.1	0	0.0	203	21.8	128	13.7
Variations	1,010	4.9	2,831	13.8	5,872	28.5	1,339	6.5	4,629	22.5	1,872	9.1
Upward Variance	400	13.8	8	0.3	9	0.3	23	0.8	1,792	62.0	308	10.7
Downward Variance												
Government Motion	610	9.6	465	7.3	317	5.0	1,316	20.8	559	8.8	172	2.7
Non-Government Variance	0	0.0	2,358	20.8	5,546	48.9	0	0.0	2,278	20.1	1,392	12.3

¹ Multiple attributions may be made on the Statement of Reasons (SOR). Therefore, the numbers reported in this table may exceed the number of total cases. For example, among SORs with an attribution, 11,553 cases indicated more than one attribution. Only sentenced individuals whose sentence is outside the guideline range are included in this table. Descriptions of variables used in this table are provided in Appendix A.

² For cases in which the court submitted a SOR form with a revision date of 11/15 or later, information for these categories was taken from Part V.C. of the SOR. For cases in which the court submitted the prior version of the SOR form, the information was taken from Part V.B. of the SOR form.

Table 34

**POSITION OF WITHIN GUIDELINE RANGE SENTENCES
BY TYPE OF CRIME¹
Fiscal Year 2025**

TYPE OF CRIME	TOTAL	Guideline Minimum		Lower Half of Range		Midpoint of Range		Upper Half of Range		Guideline Maximum	
		N	%	N	%	N	%	N	%	N	%
TOTAL	31,185	9,787	31.4	8,654	27.8	4,110	13.2	4,612	14.8	4,022	12.9
Administration of Justice	252	99	39.3	49	19.4	28	11.1	28	11.1	48	19.0
Antitrust	7	4	57.1	2	28.6	0	0.0	1	14.3	0	0.0
Arson	28	15	53.6	2	7.1	0	0.0	2	7.1	9	32.1
Assault	334	133	39.8	63	18.9	25	7.5	38	11.4	75	22.5
Bribery/Corruption	64	34	53.1	14	21.9	3	4.7	4	6.3	9	14.1
Burglary/Trespass	27	13	48.1	5	18.5	4	14.8	0	0.0	5	18.5
Child Pornography	394	196	49.7	66	16.8	29	7.4	38	9.6	65	16.5
Commercialized Vice	44	13	29.5	14	31.8	5	11.4	4	9.1	8	18.2
Drug Possession	69	36	52.2	30	43.5	0	0.0	1	1.4	2	2.9
Drug Trafficking	4,141	2,378	57.4	723	17.5	287	6.9	351	8.5	402	9.7
Environmental	70	43	61.4	16	22.9	4	5.7	3	4.3	4	5.7
Extortion/Racketeering	20	12	60.0	2	10.0	1	5.0	2	10.0	3	15.0
Firearms	3,719	1,585	42.6	570	15.3	462	12.4	376	10.1	726	19.5
Food and Drug	32	31	96.9	0	0.0	0	0.0	1	3.1	0	0.0
Forgery/Counter/Copyright	33	16	48.5	5	15.2	2	6.1	1	3.0	9	27.3
Fraud/Theft/Embezzlement	2,002	1,073	53.6	382	19.1	163	8.1	151	7.5	233	11.6
Immigration	16,379	2,657	16.2	5,380	32.8	2,932	17.9	3,372	20.6	2,038	12.4
Individual Rights	29	17	58.6	4	13.8	2	6.9	2	6.9	4	13.8
Kidnapping	31	10	32.3	9	29.0	0	0.0	3	9.7	9	29.0
Manslaughter	37	10	27.0	3	8.1	3	8.1	8	21.6	13	35.1
Money Laundering	358	188	52.5	81	22.6	20	5.6	30	8.4	39	10.9
Murder	50	7	14.0	11	22.0	2	4.0	14	28.0	16	32.0
National Defense	113	81	71.7	13	11.5	8	7.1	2	1.8	9	8.0
Obscenity/Other Sex Offenses	159	75	47.2	15	9.4	19	11.9	14	8.8	36	22.6
Prison Offenses	259	100	38.6	66	25.5	25	9.7	36	13.9	32	12.4
Robbery	496	219	44.2	93	18.8	30	6.0	62	12.5	92	18.5
Sexual Abuse	362	141	39.0	78	21.5	20	5.5	46	12.7	77	21.3
Stalking/Harassing	108	30	27.8	12	11.1	17	15.7	14	13.0	35	32.4
Tax	94	41	43.6	20	21.3	8	8.5	6	6.4	19	20.2
Other	1,474	530	36.0	926	62.8	11	0.7	2	0.1	5	0.3

¹ Of the 66,662 cases, 33,980 individuals were sentenced within the applicable guideline range. An additional 2,794 cases were excluded due to several logical criteria. Descriptions of variables used in this table are provided in Appendix A.

Table 35

**EXTENT OF UPWARD DEPARTURES
BY TYPE OF CRIME¹
Fiscal Year 2025**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Increase In Months	Percent Increase	Sentence In Months	Increase In Months	Percent Increase
TOTAL	246	107	39	96.3	76	23	47.2
Administration of Justice	7	43	29	165.8	18	12	185.7
Antitrust	0	--	--	--	--	--	--
Arson	2	--	--	--	--	--	--
Assault	26	105	38	65.9	87	25	46.3
Bribery/Corruption	0	--	--	--	--	--	--
Burglary/Trespass	0	--	--	--	--	--	--
Child Pornography	4	110	25	37.5	100	25	38.3
Commercialized Vice	3	18	3	15.9	15	1	7.1
Drug Possession	0	--	--	--	--	--	--
Drug Trafficking	46	125	49	179.8	98	33	71.1
Environmental	0	--	--	--	--	--	--
Extortion/Racketeering	0	--	--	--	--	--	--
Firearms	54	96	32	69.3	84	22	35.1
Food and Drug	0	--	--	--	--	--	--
Forgery/Counter/Copyright	0	--	--	--	--	--	--
Fraud/Theft/Embezzlement	13	78	36	101.4	46	10	50.0
Immigration	44	30	12	76.1	24	6	38.1
Individual Rights	0	--	--	--	--	--	--
Kidnapping	1	--	--	--	--	--	--
Manslaughter	5	144	69	90.9	180	93	106.9
Money Laundering	3	42	31	370.8	48	42	400.0
Murder	6	404	140	61.2	420	148	63.2
National Defense	0	--	--	--	--	--	--
Obscenity/Other Sex Offenses	1	--	--	--	--	--	--
Prison Offenses	1	--	--	--	--	--	--
Robbery	12	218	63	41.6	240	63	35.2
Sexual Abuse	16	196	76	72.4	180	60	56.0
Stalking/Harassing	2	--	--	--	--	--	--
Tax	0	--	--	--	--	--	--
Other	0	--	--	--	--	--	--

¹ Of the 66,662 cases, in 249 the sentence was an upward departure from the guideline range. Due to an inability to calculate the extent of departure for cases with a sentence of life, two sentenced individuals were excluded from this table. Also, one individual was excluded due to several logical criteria. Sentences greater than 470 months and probation were included in the sentence average computations as 470 months and zero months, respectively. The information in this table includes conditions of confinement as described in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.

Table 36

**EXTENT OF UPWARD VARIANCES
BY TYPE OF CRIME¹
Fiscal Year 2025**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Increase In Months	Percent Increase	Sentence In Months	Increase In Months	Percent Increase
TOTAL	2,863	59	19	67.1	30	9	42.9
Administration of Justice	30	37	13	59.1	34	10	50.0
Antitrust	0	--	--	--	--	--	--
Arson	8	78	14	34.4	84	15	31.9
Assault	59	141	60	83.7	96	30	46.3
Bribery/Corruption	2	--	--	--	--	--	--
Burglary/Trespass	3	76	27	55.1	60	27	53.9
Child Pornography	46	192	60	50.0	180	42	40.6
Commercialized Vice	2	--	--	--	--	--	--
Drug Possession	3	24	15	140.0	12	6	100.0
Drug Trafficking	261	116	35	81.5	100	23	30.0
Environmental	0	--	--	--	--	--	--
Extortion/Racketeering	3	139	53	84.5	84	47	81.8
Firearms	467	88	27	56.7	78	18	33.3
Food and Drug	0	--	--	--	--	--	--
Forgery/Counter/Copyright	6	52	19	55.9	43	12	39.4
Fraud/Theft/Embezzlement	114	67	23	83.4	49	13	46.3
Immigration	1,601	22	8	65.3	15	5	50.0
Individual Rights	3	86	34	72.4	36	12	66.7
Kidnapping	4	275	90	64.4	233	108	51.1
Manslaughter	30	123	52	79.8	99	33	50.9
Money Laundering	25	140	49	58.3	108	21	63.0
Murder	16	338	66	30.2	360	55	15.6
National Defense	3	57	22	56.3	27	9	50.0
Obscenity/Other Sex Offenses	24	58	33	227.8	47	17	76.6
Prison Offenses	9	40	22	165.8	36	20	100.0
Robbery	59	152	36	34.5	144	26	25.0
Sexual Abuse	49	175	44	52.8	168	45	33.3
Stalking/Harassing	28	57	20	68.4	56	19	48.2
Tax	5	41	14	48.7	48	11	29.7
Other	3	24	16	200.0	24	18	200.0

¹ Of the 66,662 cases, in 2,890 the sentence was a variance above the guideline range. Due to an inability to calculate the extent of departure for cases with a sentence of life, five sentenced individuals were excluded from this table. Also, 22 individuals were excluded due to several logical criteria. Sentences greater than 470 months and probation were included in the sentence average computations as 470 months and zero months, respectively. The information in this table includes conditions of confinement as described in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.

Table 37

**EXTENT OF §5K1.1 SUBSTANTIAL ASSISTANCE DEPARTURES
BY TYPE OF CRIME¹
Fiscal Year 2025**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Decrease In Months	Percent Decrease	Sentence In Months	Decrease In Months	Percent Decrease
TOTAL	5,283	54	54	56.0	36	37	50.0
Administration of Justice	31	2	13	89.2	0	12	100.0
Antitrust	5	2	6	76.0	0	8	100.0
Arson	9	26	35	58.7	24	35	70.0
Assault	18	64	118	55.2	46	45	44.8
Bribery/Corruption	89	12	28	75.4	4	19	86.7
Burglary/Trespass	3	5	9	72.2	0	10	99.8
Child Pornography	24	106	61	42.8	102	56	42.6
Commercialized Vice	9	1	8	84.7	0	7	100.0
Drug Possession	0	--	--	--	--	--	--
Drug Trafficking	3,098	68	64	51.5	60	49	47.5
Environmental	16	2	12	92.7	0	8	99.9
Extortion/Racketeering	9	25	41	80.9	0	37	99.9
Firearms	419	34	30	55.8	23	21	49.0
Food and Drug	0	--	--	--	--	--	--
Forgery/Counter/Copyright	5	20	22	56.4	8	22	47.8
Fraud/Theft/Embezzlement	694	16	31	68.9	10	21	70.7
Immigration	189	19	15	49.5	12	12	44.6
Individual Rights	11	36	35	53.2	21	29	35.0
Kidnapping	22	118	101	47.7	121	104	49.0
Manslaughter	1	--	--	--	--	--	--
Money Laundering	305	40	65	65.2	24	40	62.6
Murder	50	112	128	53.2	120	122	54.4
National Defense	27	18	45	69.9	12	37	70.3
Obscenity/Other Sex Offenses	4	21	8	30.7	20	9	21.9
Prison Offenses	7	7	9	61.7	10	5	60.9
Robbery	113	72	62	48.8	60	51	45.3
Sexual Abuse	52	144	86	41.9	114	67	41.9
Stalking/Harassing	6	2	20	91.6	0	24	99.8
Tax	61	13	21	76.8	0	18	99.7
Other	6	35	41	65.6	29	38	66.8

¹ Of the 66,662 cases, in 5,423 the sentenced individual received a §5K1.1 substantial assistance departure below the guideline range. Due to an inability to calculate the extent of departure for cases with a guideline minimum of life, 81 sentenced individuals were excluded from this table. Also, 59 individuals were excluded due to several logical criteria. Sentences greater than 470 months and probation were included in the sentence average computations as 470 months and zero months, respectively. The information in this table includes conditions of confinement as described in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.

Table 38

**EXTENT OF §5K3.1 EARLY DISPOSITION PROGRAM DEPARTURES
BY TYPE OF CRIME¹
Fiscal Year 2025**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Decrease In Months	Percent Decrease	Sentence In Months	Decrease In Months	Percent Decrease
TOTAL	4,006	12	13	50.7	8	6	47.4
Administration of Justice	0	--	--	--	--	--	--
Antitrust	0	--	--	--	--	--	--
Arson	0	--	--	--	--	--	--
Assault	0	--	--	--	--	--	--
Bribery/Corruption	2	--	--	--	--	--	--
Burglary/Trespass	0	--	--	--	--	--	--
Child Pornography	0	--	--	--	--	--	--
Commercialized Vice	0	--	--	--	--	--	--
Drug Possession	0	--	--	--	--	--	--
Drug Trafficking	723	23	40	63.6	20	36	63.2
Environmental	0	--	--	--	--	--	--
Extortion/Racketeering	0	--	--	--	--	--	--
Firearms	6	13	14	64.2	6	14	68.8
Food and Drug	0	--	--	--	--	--	--
Forgery/Counter/Copyright	0	--	--	--	--	--	--
Fraud/Theft/Embezzlement	6	7	16	76.8	0	11	100.0
Immigration	3,257	9	7	47.7	6	6	41.8
Individual Rights	0	--	--	--	--	--	--
Kidnapping	1	--	--	--	--	--	--
Manslaughter	0	--	--	--	--	--	--
Money Laundering	7	40	70	66.4	13	57	81.4
Murder	2	--	--	--	--	--	--
National Defense	1	--	--	--	--	--	--
Obscenity/Other Sex Offenses	0	--	--	--	--	--	--
Prison Offenses	0	--	--	--	--	--	--
Robbery	0	--	--	--	--	--	--
Sexual Abuse	1	--	--	--	--	--	--
Stalking/Harassing	0	--	--	--	--	--	--
Tax	0	--	--	--	--	--	--
Other	0	--	--	--	--	--	--

¹ Of the 66,662 cases, in 4,012 the sentenced individual received a §5K3.1 early disposition program departure below the guideline range. Of these, six individuals were excluded due to several logical criteria. Sentences greater than 470 months and probation were included in the sentence average computations as 470 months and zero months, respectively. The information in this table includes conditions of confinement as described in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.

Table 39

**EXTENT OF OTHER DOWNWARD DEPARTURES
BY TYPE OF CRIME¹
Fiscal Year 2025**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Decrease In Months	Percent Decrease	Sentence In Months	Decrease In Months	Percent Decrease
TOTAL	1,757	46	31	44.5	24	16	40.0
Administration of Justice	14	5	9	64.7	5	8	73.9
Antitrust	1	--	--	--	--	--	--
Arson	2	--	--	--	--	--	--
Assault	35	54	18	34.8	30	13	27.3
Bribery/Corruption	10	8	27	84.7	0	15	99.8
Burglary/Trespass	1	--	--	--	--	--	--
Child Pornography	40	95	43	34.7	72	34	29.4
Commercialized Vice	3	3	10	80.0	2	9	80.0
Drug Possession	0	--	--	--	--	--	--
Drug Trafficking	561	70	50	43.7	60	34	41.5
Environmental	13	5	16	80.0	1	15	87.5
Extortion/Racketeering	1	--	--	--	--	--	--
Firearms	231	36	18	39.1	30	12	29.8
Food and Drug	0	--	--	--	--	--	--
Forgery/Counter/Copyright	6	14	14	66.2	2	11	75.0
Fraud/Theft/Embezzlement	111	22	22	60.8	12	13	55.6
Immigration	480	14	11	42.5	12	8	40.0
Individual Rights	3	10	32	70.7	8	25	75.8
Kidnapping	13	137	69	33.5	120	58	36.4
Manslaughter	8	33	19	47.7	30	15	39.6
Money Laundering	55	37	45	57.3	21	21	58.8
Murder	19	188	84	32.2	204	68	28.7
National Defense	12	50	55	53.9	28	29	59.9
Obscenity/Other Sex Offenses	8	11	9	52.7	9	9	50.6
Prison Offenses	22	10	6	42.3	9	6	33.3
Robbery	53	76	26	30.0	68	24	26.3
Sexual Abuse	38	133	94	43.9	128	79	41.7
Stalking/Harassing	6	13	14	61.6	5	14	78.1
Tax	10	8	12	62.0	6	8	58.3
Other	1	--	--	--	--	--	--

¹ Of the 66,662 cases, in 1,796 the sentence was a downward departure from the guideline range, either due to a government motion for a departure (863) or a non-government departure (933). Due to an inability to calculate the extent of departure for cases with a guideline minimum of life, 22 sentenced individuals were excluded from this table. Also, 17 individuals were excluded due to several logical criteria. Sentences greater than 470 months and probation were included in the sentence average computations as 470 months and zero months, respectively. The information in this table includes conditions of confinement as described in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.

Table 40

**EXTENT OF DOWNWARD VARIANCES
BY TYPE OF CRIME¹
Fiscal Year 2025**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Decrease In Months	Percent Decrease	Sentence In Months	Decrease In Months	Percent Decrease
TOTAL	17,157	56	30	42.8	36	17	33.3
Administration of Justice	193	7	10	66.6	1	8	88.9
Antitrust	5	5	8	69.4	6	4	77.8
Arson	16	33	27	57.6	23	26	49.8
Assault	301	44	23	44.3	24	15	37.1
Bribery/Corruption	136	19	20	57.9	12	12	55.6
Burglary/Trespass	12	10	14	67.1	9	13	73.5
Child Pornography	744	87	47	36.6	72	37	33.3
Commercialized Vice	21	6	9	73.1	1	8	93.4
Drug Possession	8	0	3	93.3	0	2	100.0
Drug Trafficking	6,605	82	42	38.0	70	29	31.0
Environmental	43	3	11	85.3	0	8	100.0
Extortion/Racketeering	21	32	19	41.1	24	9	30.0
Firearms	2,819	37	19	42.4	27	12	31.8
Food and Drug	12	12	35	74.1	9	31	82.1
Forgery/Counter/Copyright	33	7	20	76.5	2	12	94.7
Fraud/Theft/Embezzlement	1,939	20	17	56.6	12	11	49.9
Immigration	1,932	13	8	42.8	9	6	33.3
Individual Rights	40	32	19	53.6	12	12	46.4
Kidnapping	47	124	57	34.7	120	48	30.0
Manslaughter	13	35	25	55.4	15	18	50.0
Money Laundering	545	50	34	46.8	27	17	37.9
Murder	55	178	80	34.6	192	60	26.7
National Defense	105	23	26	52.8	20	18	47.8
Obscenity/Other Sex Offenses	121	11	9	49.5	12	8	37.0
Prison Offenses	104	10	9	47.7	8	6	45.6
Robbery	486	88	27	28.0	80	21	21.5
Sexual Abuse	434	174	71	30.5	180	60	26.7
Stalking/Harassing	117	15	15	56.5	12	11	47.8
Tax	228	12	12	61.1	8	11	55.6
Other	22	9	14	66.1	3	6	68.7

¹ Of the 66,662 cases, in 17,687 the sentence was a variance below the guideline range, either due to a government motion for a variance (6,338) or a non-government variance (11,349). Due to an inability to calculate the extent of departure for cases with a guideline minimum of life, 238 sentenced individuals were excluded from this table. Also, 292 individuals were excluded due to several logical criteria. Sentences greater than 470 months and probation were included in the sentence average computations as 470 months and zero months, respectively. The information in this table includes conditions of confinement as described in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.

Table 41
REASONS GIVEN BY SENTENCING COURTS FOR
UPWARD DEPARTURES FROM THE GUIDELINE RANGE¹
Fiscal Year 2025

REASONS	N	%
Criminal history issues	133	18.2
General aggravating circumstances (§5K2.0)	54	7.4
Dismissed and uncharged conduct (§5K2.21)	52	7.1
Pursuant to plea agreement	51	7.0
Protect public from further crimes	37	5.1
Reflect seriousness of offense/promotes respect for law/just punishment	35	4.8
The history and characteristics of the defendant	33	4.5
Afford adequate deterrence to criminal conduct	32	4.4
The nature and circumstances of the offense	31	4.3
Death (§5K2.1)	22	3.0
Weapons/dangerous instrumentalities (§5K2.6)	16	2.2
Extreme conduct (§5K2.8)	16	2.2
Physical injury (§5K2.2)	14	1.9
Victim impact	10	1.4
Avoid unwarranted sentencing disparity	10	1.4
Role in the offense	8	1.1
Lack of remorse	8	1.1
Mental and emotional conditions	8	1.1
Drug dependence and alcohol abuse (§5H1.4)	7	1.0
Nature or seriousness of the offense	7	1.0
Previous employment record (§5H1.5)	5	0.7
Disruption of government function (§5K2.7)	5	0.7
Criminal purpose (§5K2.9)	5	0.7
Discharge terms of imprisonment (§5K2.23)	5	0.7
General guideline adequacy issues	5	0.7
Age (§5H1.1)	4	0.5
Family ties and responsibilities (§5H1.6)	4	0.5
Public welfare (§5K2.14)	4	0.5
High capacity semi-automatic firearm (§5K2.17)	4	0.5
Propensity for violence	4	0.5
Advisory nature of guidelines	4	0.5
18 U.S.C. § 3553(a)	4	0.5
Lack of youthful guidance/tragic or troubled childhood	4	0.5
Other	88	12.1
TOTAL	729	100.0

¹ Of the 66,662 cases, in 249 the sentence was an upward departure. Courts may cite multiple reasons for sentencing outside the guideline range; consequently, the total number of reasons cited generally exceeds the total number of cases. In this table, 729 reasons were cited for the 249 cases. The 'Other' category includes all reasons cited fewer than four times among relevant cases and three cases where the Statement of Reasons was received, but there was insufficient documentation provided to determine some of the reasons for the sentence. Descriptions of the variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.

Table 42
REASONS GIVEN BY SENTENCING COURTS FOR
UPWARD VARIANCES FROM THE GUIDELINE RANGE¹
Fiscal Year 2025

REASONS	N	%
Reflect seriousness of offense/promotes respect for law/just punishment	2,437	17.1
Afford adequate deterrence to criminal conduct	2,110	14.8
Protect public from further crimes	1,918	13.4
The history and characteristics of the defendant	1,836	12.9
Criminal history issues	1,388	9.7
The nature and circumstances of the offense	992	6.9
Family ties and responsibilities (§5H1.6)	337	2.4
General aggravating circumstances (§5K2.0)	337	2.4
Drug dependence and alcohol abuse (§5H1.4)	317	2.2
Avoid unwarranted sentencing disparity	187	1.3
Extreme conduct (§5K2.8)	175	1.2
Victim impact	151	1.1
Role in the offense	144	1.0
Dismissed and uncharged conduct (§5K2.21)	141	1.0
Pursuant to plea agreement	137	1.0
Lack of remorse	103	0.7
Provide correctional treatment	94	0.7
Provide educational or vocational training	82	0.6
Age (§5H1.1)	77	0.5
Party motion/agreement/consent (reason unspecified)	73	0.5
Acceptance of responsibility	67	0.5
Mental and emotional conditions	63	0.4
Propensity for violence	57	0.4
Lack of youthful guidance/tragic or troubled childhood	53	0.4
Conduct while on release, bond, or supervision	46	0.3
Provide medical care	45	0.3
General guideline adequacy issues	41	0.3
Aberrant behavior (§5K2.20)	28	0.2
Provide restitution to any victims	27	0.2
Previous employment record (§5H1.5)	27	0.2
Weapons/dangerous instrumentalities (§5K2.6)	24	0.2
18 U.S.C. § 3553(a)	24	0.2
Conduct in jail/prison/custody	21	0.1
Other	720	5.0
TOTAL	14,279	100.0

¹ Of the 66,662 cases, in 2,890 the sentence was a variance above the guideline range. Courts may cite multiple reasons for sentencing outside the guideline range; consequently, the total number of reasons cited generally exceeds the total number of cases. In this table, 14,279 reasons were cited for the 2,890 cases. The 'Other' category includes all reasons cited fewer than 20 times among relevant cases and 99 cases where the Statement of Reasons was received, but there was insufficient documentation provided to determine some of the reasons for the sentence. Descriptions of the variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.

Table 43

**REASONS GIVEN BY SENTENCING COURTS FOR
DOWNWARD DEPARTURES FROM THE GUIDELINE RANGE¹
Fiscal Year 2025**

REASONS	N	%
Substantial assistance with government motion (§5K1.1)	5,423	14.3
Early disposition program (EDP) (§5K3.1)	4,059	10.7
The history and characteristics of the defendant	3,192	8.4
Family ties and responsibilities (§5H1.6)	1,729	4.5
Reflect seriousness of offense/promotes respect for law/just punishment	1,593	4.2
The nature and circumstances of the offense	1,391	3.7
Afford adequate deterrence to criminal conduct	1,379	3.6
Criminal history issues	1,342	3.5
Age (§5H1.1)	1,160	3.0
Avoid unwarranted sentencing disparity	1,091	2.9
Remorse	990	2.6
Protect public from further crimes	929	2.4
Drug dependence and alcohol abuse (§5H1.4)	911	2.4
Rehabilitation	890	2.3
General mitigating circumstances (§5K2.0)	839	2.2
Acceptance of responsibility	806	2.1
Previous employment record (§5H1.5)	787	2.1
Mental and emotional conditions	728	1.9
Lack of youthful guidance/tragic or troubled childhood	699	1.8
Role in the offense	560	1.5
Pursuant to plea agreement	555	1.5
Conduct while on release, bond, or supervision	513	1.3
Waiver of appeal	507	1.3
Physical condition (§5H1.4)	469	1.2
Aberrant behavior (§5K2.20)	415	1.1
Nonviolent offense	392	1.0
Provide correctional treatment	280	0.7
Community ties (§5H1.6)	250	0.7
Early plea	235	0.6
Provide educational or vocational training	222	0.6
Waiver of indictment	206	0.5
Other	3,495	9.2
TOTAL	38,037	100.0

¹ Of the 66,662 cases, in 11,231 the sentence was a downward departure from the guideline range. Courts may cite multiple reasons for sentencing outside the guideline range; consequently, the total number of reasons cited generally exceeds the total number of cases. In this table, 38,037 reasons were cited for the 11,231 cases. The 'Other' category includes all reasons cited fewer than 175 times among relevant cases and 248 cases where the Statement of Reasons was received, but there was insufficient documentation provided to determine some of the reasons for the sentence. Descriptions of the variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.

Table 44

**REASONS GIVEN BY SENTENCING COURTS FOR
DOWNWARD VARIANCES FROM THE GUIDELINE RANGE¹
Fiscal Year 2025**

REASONS	N	%
The history and characteristics of the defendant	11,973	12.0
Reflect seriousness of offense/promotes respect for law/just punishment	8,176	8.2
Afford adequate deterrence to criminal conduct	7,088	7.1
The nature and circumstances of the offense	6,539	6.6
Protect public from further crimes	4,995	5.0
Avoid unwarranted sentencing disparity	4,436	4.4
Family ties and responsibilities (§5H1.6)	4,414	4.4
Criminal history issues	4,035	4.0
Age (§5H1.1)	3,298	3.3
Acceptance of responsibility	3,142	3.2
Drug dependence and alcohol abuse (§5H1.4)	2,963	3.0
Remorse	2,743	2.8
Mental and emotional conditions	2,696	2.7
Lack of youthful guidance/tragic or troubled childhood	2,587	2.6
Rehabilitation	2,242	2.2
Previous employment record (§5H1.5)	2,201	2.2
Role in the offense	2,049	2.1
Provide correctional treatment	1,548	1.6
Conduct while on release, bond, or supervision	1,437	1.4
Nonviolent offense	1,391	1.4
Provide educational or vocational training	1,278	1.3
General mitigating circumstances (§5K2.0)	1,248	1.3
Physical condition (§5H1.4)	1,168	1.2
Community ties (§5H1.6)	971	1.0
Waiver of appeal	946	0.9
Pursuant to plea agreement	896	0.9
Early plea	883	0.9
Provide medical care	817	0.8
Provide restitution to any victims	761	0.8
Cooperation without motion (not §5K1.1)	708	0.7
Aberrant behavior (§5K2.20)	695	0.7
Charitable service/good works	501	0.5
Time served/ <i>U.S. v. Barrera-Saucedo</i>	481	0.5
Other	8,418	8.4
TOTAL	99,724	100.0

¹ Of the 66,662 cases, in 17,687 the sentence was a variance below the guideline range. Courts may cite multiple reasons for sentencing outside the guideline range; consequently, the total number of reasons cited generally exceeds the total number of cases. In this table, 99,724 reasons were cited for the 17,687 cases. The 'Other' category includes all reasons cited fewer than 480 times among relevant cases and 1,014 cases where the Statement of Reasons was received, but there was insufficient documentation provided to determine some of the reasons for the sentence. Descriptions of the variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2025 Datafile, USSCFY25.