



QuickFacts

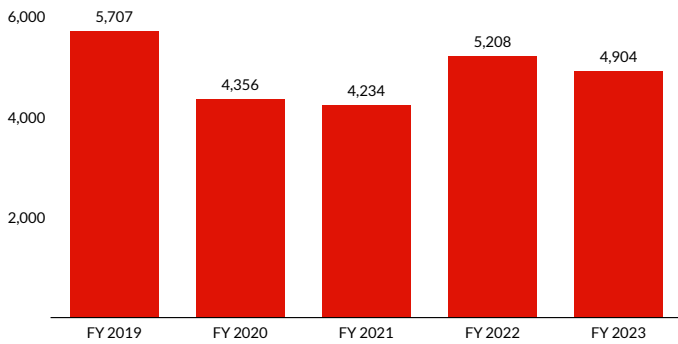
Theft, Property Destruction, and Fraud

Population Snapshot

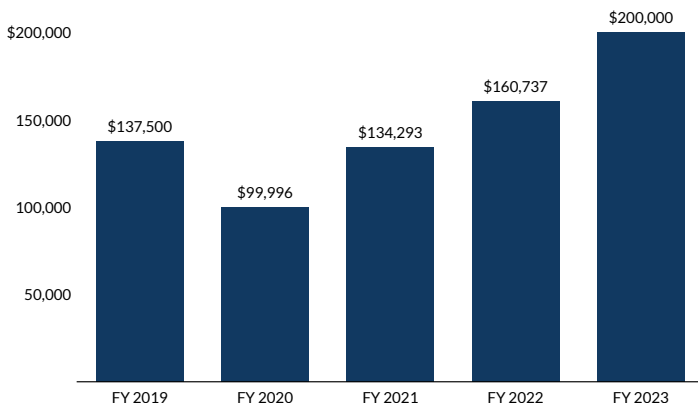
64,124 cases were reported in FY23;
4,904 involved Theft, Property Destruction, and Fraud.¹

These cases have decreased
 14% since FY19.

Number of Theft, Property Destruction, and Fraud Offenses



Median Loss Amounts



Individual and Offense Characteristics²

69.0% of individuals sentenced for theft, property destruction, and fraud offenses were men.

38.7% were White, 37.3% were Black, 17.3% were Hispanic, and 6.7% were Other races.

Their average age was 43 years.

86.7% were United States citizens.

70.6% had little or no prior criminal history (Criminal History Category I).

The median loss for these offenses was \$200,000;³

- 9.9% involved loss amounts of \$6,500 or less;
- 18.5% involved loss amounts greater than \$1.5 million.

Sentences were increased for:

- the number of victims or extent of harm to victims (30.2%);⁴
- using sophisticated means to execute or conceal the offense (16.3%);
- using an unauthorized means of identification (14.0%);
- a leadership or supervisory role in the offense (10.2%);
- abusing a public position of trust or using a special skill (14.5%);
- obstructing or impeding the administration of justice (4.2%).

Sentences were decreased for:

- minor or minimal participation in the offense (4.4%).

The top five districts for individuals sentenced for theft, property destruction, and fraud offenses were:

- Southern District of Florida (284);
- Southern District of New York (253);
- Central District of California (198);
- Eastern District of New York (154);
- Northern District of Texas (148).

Punishment

The average sentence length for individuals sentenced for theft, property destruction, and fraud offenses was 23 months.

75.1% were sentenced to prison.

9.8% were convicted of an offense carrying a mandatory minimum penalty; of those individuals, 20.9% were relieved of that penalty.



QuickFacts

Theft, Property Destruction, and Fraud

Sentences Relative to the Guideline Range

Of the 55.9% of individuals sentenced for theft, property destruction, and fraud offenses under the *Guidelines Manual*:

- 66.4% were sentenced within the guideline range.
- 0.8% received an upward departure.
 - Their average sentence increase was 76.4%.
- 27.5% received a substantial assistance departure.
 - Their average sentence reduction was 68.7%.
- 0.1% received an Early Disposition Program (EDP) Departure.^{5,6}
- 5.2% received some other downward departure.
 - Their average sentence reduction was 62.5%.

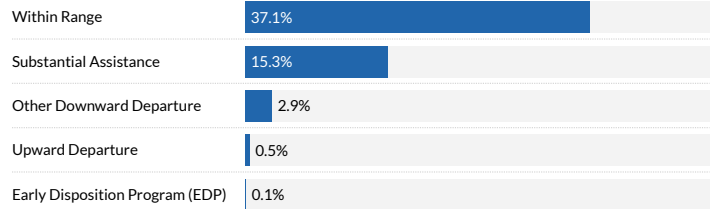
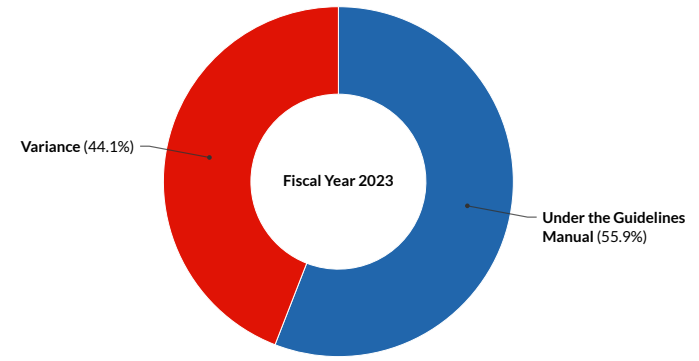
44.1% received a variance; of those individuals:

- 95.5% received a downward variance.
 - Their average sentence reduction was 57.2%.
- 4.5% received an upward variance.
 - Their average sentence increase was 83.7%.

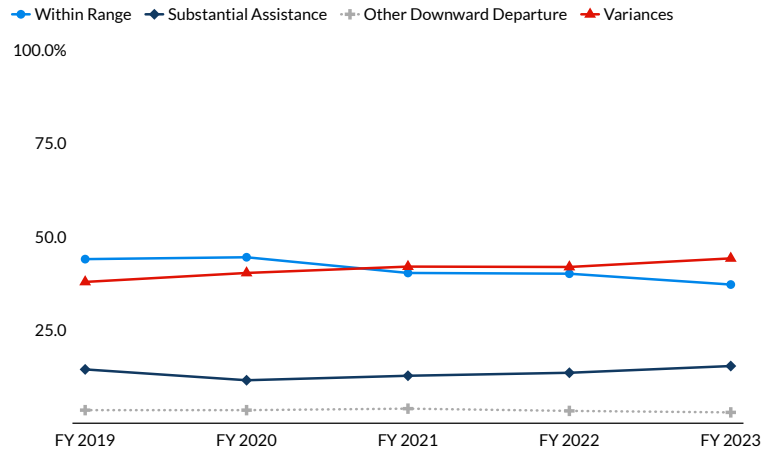
The average guideline minimum and average sentence imposed remained steady over the past five years.

- The average guideline minimum increased from 31 months in fiscal year 2019 to 33 months in fiscal year 2023.
- The average sentence imposed was 23 months in fiscal year 2019 and fiscal year 2023.

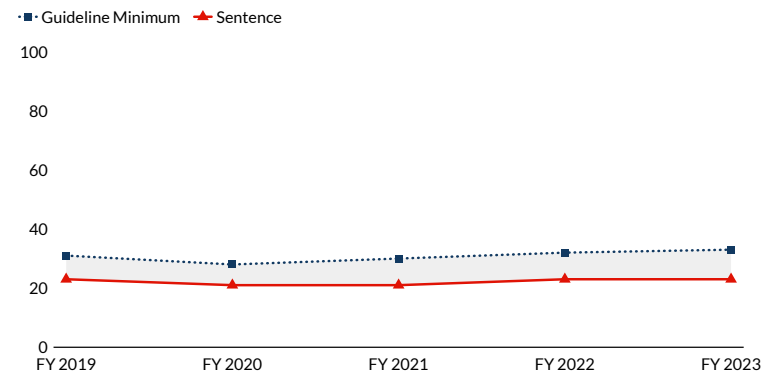
Sentences Relative to the Guideline Range



Sentences Relative to the Guideline Range



Average Guideline Minimum and Average Sentence (months)



¹ Theft, Property Destruction, and Fraud offenses include cases in which the individual was sentenced under §2B1.1 (Larceny, Embezzlement, and Other Forms of Theft; Offenses Involving Stolen Property; Property Damage or Destruction; Fraud and Deceit; Forgery; Offenses Involving Altered or Counterfeit Instruments Other than Counterfeit Bearer Obligations of the United States).

² Cases with incomplete sentencing information were excluded from the analysis.

³ The Loss Table was amended effective November 1, 2001 and November 1, 2015.

⁴ The Victims Table and Sophisticated Means adjustment were amended effective November 1, 2015.

⁵ "Early Disposition Program" (or EDP) departures are departures where the government sought a sentence below the guideline range because the defendant participated in the government's Early Disposition Program, through which cases are resolved in an expedited manner. See USSG §5K3.1.

⁶ The Commission does not report the average for categories with three or fewer cases.