

Selected Sentencing, Guideline Application, and Demographic Information for §2B1.1 Offenders Fiscal Year 2012 <sup>1</sup>		
	Number	Percent
<b>TOTAL</b>	<b>8,507</b>	<b>100.0</b>
<b>Sentence Relative to the Guideline Range</b>		
Within Range	4,302	50.6
Above Range	193	2.3
Government Sponsored Below Range <sup>2</sup>	1,864	21.9
Non-Government Sponsored Below Range	2,148	25.2
<b>Sentence Imposed</b>		
Prison Only	5,208	61.2
Prison/Community Split	635	7.5
Probation and Confinement	953	11.2
Probation Only	1,678	19.7
Fine Only	30	0.4
<b>Sentence Length<sup>3</sup></b>		
Mean Sentence	22 months	
Median Sentence	12 months	
<b>Criminal History Category</b>		
I	6,073	71.4
II	725	8.5
III	749	8.8
IV	339	4.0
V	226	2.7
VI	395	4.6

<sup>1</sup> SOURCE: U. S. Sentencing Commission 2012 Datafile, USSCFY2012. Of the 84,173 cases, 9,678 were excluded due to incomplete guideline application information. Of the 74,495 remaining cases, 65,985 were excluded that were not sentenced under §2B1.1. Of the remaining 8,510 cases sentenced under §2B1.1, three were excluded that were sentenced using a *Guidelines Manual* in effect prior to November 1, 2001 or for other logical criteria. Cases missing information for a category were excluded from the analysis for that category.

<sup>2</sup> Of the 1,864 government sponsored below range sentences, a total of 1,368 (73.4%) were §5K1.1 Substantial Assistance Departures, 489 (26.2%) were other government sponsored below range sentences, and seven (0.4%) were §5K3.1 Early Disposition Program Departures.

<sup>3</sup> Calculations of mean and median sentence length include sentences of probation as zero months and any term confinement as described in USSG §5C1.1. Sentences of 470 months or longer (including life) are included in the calculation as 470 months. The mean is the average. The median is the midpoint; half of the sentences are longer than the median sentence and the remaining half of the sentences are shorter than the median sentence.

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<b>TOTAL</b>	<b>8,507</b>	<b>100.0</b>
<b>§3B1.1 Aggravating Role</b>		
Organizer or leader (+4)	328	3.9
Manager or supervisor (+3)	180	2.1
Lesser organizer, leader, manager, or supervisor (+2)	387	4.5
No aggravating role	7,610	89.5
<b>§3B1.2 Mitigating Role</b>		
Minimal participant (-4)	86	1.0
Less than minor role but not minimal (-3)	40	0.5
Minor participant (-2)	381	4.5
Not mitigating role	7,999	94.0
<b>§3B1.3 Abuse of Position of Trust or Use of Special Skill</b>		
Offender abused position of trust or used special skill	1,327	15.6
Offender did not abuse position of trust or use special skill	7,179	84.4
<b>§3C1.1 Obstructing or Impeding the Administration of Justice</b>		
Offender obstructed justice	363	4.3
Offender did not obstruct justice	8,144	95.7
<b>Race</b>		
White	4,057	47.9
Black	2,652	31.3
Hispanic	1,173	13.9
Other <sup>4</sup>	583	6.9
<b>Citizenship</b>		
United States	7,444	87.6
Non-United States	1,050	12.4
<b>Gender</b>		
Male	5,643	66.4
Female	2,860	33.6

<sup>4</sup> Of the 583 offenders in the race category “Other,” a total of 406 (69.6%) were Asian or Pacific Islander, 124 (21.3%) were Native American, and the remaining 53 (9.1%) were not specified.