

#### Chapter Three Adjustments FY 2008

Glenn R. Schmitt
Director, Office of Research and Data
United States Sentencing Commission
Moderator

#### Chapter Three Adjustments All Cases

•	All cases	100%	(72,205)
•	3B1.2 Mitigating Role	8.8%	(6,377)
•	3B1.1 Aggravating Role	4.6%	(3,345)
•	3C1.1 Obstruction	2.5%	(1,823)
•	3B1.3 Position of Trust	2.0%	(1,478)
•	3C1.2 Reckless Endanger.	0.7%	(503)
•	3A1.1 Vulnerable Victim	0.5%	(366)
•	3A1.2 Official Victim	0.3%	(230)
•	3E1.1 Accept Responsibility	93.2%	(67.293)

# Chapter Three Adjustments 2D1.1 (Drug Trafficking) Cases

• All cases	(23,795)
• 3B1.2 Mitigating Role	21.1%
<ul> <li>3B1.1 Aggravating Role</li> </ul>	5.8%
• 3C1.1 Obstruction	2.4%
<ul> <li>3B1.3 Position of Trust</li> </ul>	0.5%
<ul> <li>3C1.2 Reckless Endangerment</li> </ul>	0.8%
<ul> <li>3A1.1 Vulnerable Victim</li> </ul>	0.0%
<ul> <li>3A1.2 Official Victim</li> </ul>	0.1%
• 3E1.1 Acceptance of Responsibility	93.7%

# Chapter Three Adjustments 2L1.1 (Alien Smuggling/Harboring) Cases

• All cases	(3,453)
• 3B1.2 Mitigating Role	10.4%
• 3B1.1 Aggravating Role	4.0%
• 3C1.1 Obstruction	1.4%
• 3B1.3 Position of Trust	0.5%
<ul> <li>3C1.2 Reckless Endangerment</li> </ul>	1.5%
• 3A1.1 Vulnerable Victim	0.1%
• 3A1.2 Official Victim	0.1%
• 3E1.1 Acceptance of Responsibility	95.9%

# Chapter Three Adjustments 2L1.2 (Unlawful Entry/ Remaining) Cases

• All cases	(13,433)
• 3B1.2 Mitigating Role	0.0%
• 3B1.1 Aggravating Role	0.0%
• 3C1.1 Obstruction	0.1%
• 3B1.3 Position of Trust	0.0%
<ul> <li>3C1.2 Reckless Endangerment</li> </ul>	0.1%
<ul> <li>3A1.1 Vulnerable Victim</li> </ul>	0.0%
• 3A1.2 Official Victim	0.0%
• 3E1.1 Acceptance of Responsibility	y 99.5%

# Chapter Three Adjustments 2K2.1 (Firearms) Cases

• All cases	(6,420)
• 3B1.2 Mitigating Role	0.6%
<ul> <li>3B1.1 Aggravating Role</li> </ul>	0.7%
• 3C1.1 Obstruction	3.3%
<ul> <li>3B1.3 Position of Trust</li> </ul>	0.3%
<ul> <li>3C1.2 Reckless Endangerment</li> </ul>	1.8%
<ul> <li>3A1.1 Vulnerable Victim</li> </ul>	0.0%
<ul> <li>3A1.2 Official Victim</li> </ul>	0.3%
• 3E1.1 Acceptance of Responsibility	90.8%

## Chapter Three Adjustments 2B1.1(Larceny, Fraud, and Theft) Cases

(8,123)
4.1%
9.2%
4.2%
12.9%
0.1%
1.6%
0.0%
92.1%

# Chapter Three Adjustments 2G2.1 (Production of Pornography) Cases

• All cases	(300)
3B1.2 Mitigating Role	0.0%
• 3B1.1 Aggravating Role	1.3%
• 3C1.1 Obstruction	3.0%
<ul> <li>3B1.3 Position of Trust</li> </ul>	0.3%
<ul> <li>3C1.2 Reckless Endangerment</li> </ul>	0.0%
• 3A1.1 Vulnerable Victim	4.7%
• 3A1.2 Official Victim	0.0%
<ul> <li>3E1.1 Acceptance of Responsibility</li> </ul>	81.7%

#### Chapter Three Adjustments 2G2.2 (Trafficking in Pornography) Cases

• All cases	(1,349)
• 3B1.2 Mitigating Role	0.0%
<ul> <li>3B1.1 Aggravating Role</li> </ul>	0.1%
• 3C1.1 Obstruction	2.4%
• 3B1.3 Position of Trust	0.3%
<ul> <li>3C1.2 Reckless Endangerment</li> </ul>	0.1%
• 3A1.1 Vulnerable Victim	0.7%
• 3A1.2 Official Victim	0.0%
• 3E1.1 Acceptance of Responsibility	95.3%

