

Table 31B

**DEPARTURES BELOW THE GUIDELINE RANGE WITH *BOOKER* / 18 U.S.C. § 3553:
DEGREE OF DECREASE FOR OFFENDERS IN EACH PRIMARY OFFENSE CATEGORY¹
Fiscal Year 2005, Post-Booker (January 12, 2005, through September 30, 2005)**

PRIMARY OFFENSE	n	Median Sentence in Months²	Median Decrease in Months From Guideline Minimum	Median Percent Decrease From Guideline Minimum
TOTAL	464	24.0	13.0	36.8
Murder	0	--	--	--
Manslaughter	0	--	--	--
Kidnapping/Hostage Taking	0	--	--	--
Sexual Abuse	2	--	--	--
Assault	6	4.5	10.5	62.5
Robbery	17	72.0	24.0	22.4
Arson	0	--	--	--
Drugs - Trafficking	158	70.5	22.0	28.1
Drugs - Communication Facility	4	0.0	24.0	99.9
Drugs - Simple Possession	2	--	--	--
Firearms	70	22.5	12.0	35.0
Burglary/B&E	1	--	--	--
Auto Theft	1	--	--	--
Larceny	6	3.0	11.0	75.9
Fraud	50	4.5	12.5	83.1
Embezzlement	3	12.0	3.0	19.8
Forgery/Counterfeiting	10	0.0	11.0	100.0
Bribery	1	--	--	--
Tax	8	0.0	8.5	100.0
Money Laundering	13	30.0	8.0	26.8
Racketeering/Extortion	4	52.0	20.5	38.4
Gambling/Lottery	0	--	--	--
Civil Rights	1	--	--	--
Immigration	80	18.0	10.3	34.2
Pornography/Prostitution	13	18.0	24.0	52.2
Prison Offenses	0	--	--	--
Administration of Justice Offenses	9	5.0	10.0	66.7
Environmental/Wildlife	1	--	--	--
National Defense	0	--	--	--
Antitrust	1	--	--	--
Food & Drug	0	--	--	--
Other Miscellaneous Offenses	3	0.0	10.0	100.0

¹Of the 53,674 cases, 487 received a below the guideline range departure with Booker / 18 U.S.C § 3553. Of these, 466 had complete guideline application information. An additional zero cases were excluded due to several logical criteria. Of the remaining 466 cases, two were excluded due to one or both of the following reasons: missing primary offense category (0) or missing sentence information (2). Descriptions of variables used in this table are provided in Appendix A.

²Cases with guideline maximums of life or probation (i.e., sentence lengths of zero months) were included in the sentence average computations as 470 months and zero months, respectively, but were excluded from measures of decrease in the table.