

Table 32C

**ALL REMAINING ABOVE THE GUIDELINE RANGE CASES: DEGREE OF  
INCREASE FOR OFFENDERS IN EACH PRIMARY OFFENSE CATEGORY<sup>1</sup>  
Fiscal Year 2005, Post-Booker (January 12, 2005, through September 30, 2005)**

<b>PRIMARY OFFENSE</b>	<b>n</b>	<b>Median Sentence in Months<sup>2</sup></b>	<b>Median Increase in Months From Guideline Maximum</b>	<b>Median Percent Increase From Guideline Maximum</b>
<b>TOTAL</b>	<b>295</b>	<b>60.0</b>	<b>14.0</b>	<b>33.3</b>
<b>Murder</b>	5	240.0	72.0	42.9
<b>Manslaughter</b>	4	56.5	14.5	32.7
<b>Kidnapping/Hostage Taking</b>	0	--	--	--
<b>Sexual Abuse</b>	6	184.0	38.5	36.6
<b>Assault</b>	13	100.0	30.0	44.8
<b>Robbery</b>	9	168.0	25.0	23.7
<b>Arson</b>	2	--	--	--
<b>Drugs - Trafficking</b>	48	74.0	16.0	27.9
<b>Drugs - Communication Facility</b>	2	--	--	--
<b>Drugs - Simple Possession</b>	7	36.0	18.0	100.0
<b>Firearms</b>	56	65.5	12.0	25.0
<b>Burglary/B&amp;E</b>	0	--	--	--
<b>Auto Theft</b>	1	--	--	--
<b>Larceny</b>	14	36.0	16.5	116.7
<b>Fraud</b>	42	43.5	7.5	31.9
<b>Embezzlement</b>	0	--	--	--
<b>Forgery/Counterfeiting</b>	5	71.0	30.0	73.2
<b>Bribery</b>	0	--	--	--
<b>Tax</b>	1	--	--	--
<b>Money Laundering</b>	2	--	--	--
<b>Racketeering/Extortion</b>	6	89.5	25.0	29.3
<b>Gambling/Lottery</b>	0	--	--	--
<b>Civil Rights</b>	0	--	--	--
<b>Immigration</b>	53	24.0	5.0	25.0
<b>Pornography/Prostitution</b>	11	120.0	33.0	42.9
<b>Prison Offenses</b>	3	50.0	15.0	51.5
<b>Administration of Justice Offenses</b>	2	--	--	--
<b>Environmental/Wildlife</b>	0	--	--	--
<b>National Defense</b>	0	--	--	--
<b>Antitrust</b>	0	--	--	--
<b>Food &amp; Drug</b>	0	--	--	--
<b>Other Miscellaneous Offenses</b>	3	36.0	12.0	50.0

<sup>1</sup>Of the 53,674 cases, 342 were otherwise sentenced above the guideline range. Of these, 306 had complete guideline application information. An additional 11 cases were excluded due to several logical criteria. Of the remaining 295 cases, zero were excluded due to one or both of the following reasons: missing primary offense category (0) or missing sentence information (0). Descriptions of variables used in this table are provided in Appendix A.

<sup>2</sup>Cases with guideline minimums 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.