

**Table 50**

**MEAN AND MEDIAN SENTENCES OF OFFENDERS SENTENCED UNDER IMMIGRATION GUIDELINES  
BY DEPARTURE STATUS<sup>1</sup>  
Fiscal Year 2005, Pre-Booker (October 1, 2004, through January 11, 2005)**

SENTENCING GUIDELINE	TOTAL			DEPARTURE STATUS														
				Within Range			Substantial Assistance Departure			Gov't Sponsored Downward Departure <sup>2</sup>			Other Downward Departure <sup>3</sup>			Upward Departure <sup>4</sup>		
	n	Mean	Med	n	Mean	Med	n	Mean	Med	n	Mean	Med	n	Mean	Med	n	Mean	Med
<b>TOTAL<sup>5</sup></b>	<b>17,354</b>	<b>47.6</b>	<b>27.0</b>	<b>12,281</b>	<b>51.0</b>	<b>27.0</b>	<b>2,561</b>	<b>46.6</b>	<b>30.0</b>	<b>1,636</b>	<b>27.8</b>	<b>21.0</b>	<b>748</b>	<b>34.2</b>	<b>18.0</b>	<b>128</b>	<b>74.2</b>	<b>46.5</b>
<b>TOTAL IMMIGRATION<sup>6</sup></b>	<b>3,978</b>	<b>22.4</b>	<b>18.0</b>	<b>2,573</b>	<b>21.4</b>	<b>15.0</b>	<b>104</b>	<b>14.3</b>	<b>12.0</b>	<b>1,141</b>	<b>25.2</b>	<b>24.0</b>	<b>125</b>	<b>25.4</b>	<b>24.0</b>	<b>35</b>	<b>26.9</b>	<b>18.0</b>
<b>§2L1.1</b>	<b>848</b>	<b>15.0</b>	<b>13.0</b>	588	15.9	14.0	66	10.6	8.7	155	13.6	12.0	22	11.5	12.0	17	15.5	15.0
<b>§2L1.2</b>	<b>2,732</b>	<b>27.2</b>	<b>24.0</b>	1,611	27.0	21.0	22	29.8	25.0	983	27.0	27.0	100	29.2	27.0	16	39.8	30.0
<b>§2L2.1</b>	<b>119</b>	<b>11.6</b>	<b>12.0</b>	97	12.6	12.0	16	8.3	12.0	3	9.3	10.0	3	0.0	0.0	0	--	--
<b>§2L2.2</b>	<b>279</b>	<b>3.4</b>	<b>2.0</b>	277	3.2	2.0	0	--	--	0	--	--	0	--	--	2	--	--

<sup>1</sup>Immigration/Naturalization guidelines are found in USSG Chapter Two, Part L. Descriptions of variables used in this table are provided in Appendix A.

<sup>2</sup>See description of the government sponsored category in Appendix A.

<sup>3</sup>See Table 25 for a list of departure reasons comprising this category.

<sup>4</sup>See Table 24 for a list of departure reasons comprising this category.

<sup>5</sup>Of the 18,788 cases, 1,434 were excluded due to one or more of the following reasons: no analogous guidelines (91), missing departure information (1,193), or missing sentencing information (239).

<sup>6</sup>The following number of immigration cases were excluded due to missing departure and/or sentencing information: five cases under §2L1.1; 26 cases under §2L1.2; four cases under §2L2.1; and three cases under §2L2.2. Also, zero immigration cases not sentenced under §2L1.1, §2L1.2, §2L2.1, or §2L2.2 were excluded

SOURCE: U.S. Sentencing Commission, 2005 Datafile, USSCFY05, Pre-Booker Only Cases (October 1, 2004, through January 11, 2005).