

Table 28 (cont.)

Guideline	Total	Within Guideline Range	Upward Departure ²				Government Sponsored			Downward Departure ³		Below Range	
			Gdline Only	with Booker	Above Range with Booker	All Others	\$5K1.1	\$5K3.1	Other Gov't	Gdline Only	with Booker	with Booker	All Others
§2H3.2	1	1	0	0	0	0	0	0	0	0	0	0	0
§2H3.3	7	6	0	0	0	0	0	0	0	0	0	0	1
§2H4.1	13	6	0	0	0	0	0	1	2	1	0	2	1
§2H4.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2J1.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2J1.2	148	73	0	0	3	0	20	0	13	9	7	22	1
§2J1.3	67	37	1	0	2	0	6	1	3	7	0	10	0
§2J1.4	18	18	0	0	0	0	0	0	0	0	0	0	0
§2J1.5	1	0	0	0	0	0	0	0	0	0	0	1	0
§2J1.6	76	57	0	1	1	0	2	0	3	5	1	5	1
§2J1.7	50	27	0	0	0	1	14	0	3	0	0	5	0
§2J1.8	0	0	0	0	0	0	0	0	0	0	0	0	0
§2J1.9	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K1.1	15	15	0	0	0	0	0	0	0	0	0	0	0
§2K1.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K1.3	35	17	0	0	0	0	4	0	4	3	3	3	1
§2K1.4	96	54	2	1	4	0	29	0	2	0	1	2	1
§2K1.5	9	9	0	0	0	0	0	0	0	0	0	0	0
§2K1.6	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K1.7	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K2.1	6,389	4,519	42	27	56	10	600	38	170	197	135	540	55
§2K2.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K2.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K2.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K2.5	18	16	0	0	0	1	0	0	0	0	0	0	1
§2K2.6	8	6	0	0	1	0	0	0	0	0	0	1	0
§2K3.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2K3.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2L1.1	3,356	1,706	45	7	12	6	203	949	249	53	17	81	28
§2L1.2	10,877	6,286	47	14	103	14	63	2,833	532	380	86	465	54
§2L1.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2L2.1	428	265	1	0	6	1	70	1	11	9	9	49	6
§2L2.2	1,142	993	18	2	77	2	8	6	11	1	2	12	10
§2L2.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2L2.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2L2.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M1.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M2.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M2.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M2.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M2.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.1	1	0	0	0	0	0	1	0	0	0	0	0	0
§2M3.2	2	1	0	0	0	0	0	0	1	0	0	0	0
§2M3.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.6	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.7	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.8	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M3.9	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M4.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2M5.1	11	1	0	0	0	0	7	0	0	0	0	1	2
§2M5.2	19	7	0	0	0	0	8	0	2	1	0	1	0
§2M5.3	6	2	0	0	0	0	0	0	1	0	2	1	0

Table 28 (cont.)

Guideline	Total	Within Guideline Range	Upward Departure ²		Above Range		Government Sponsored			Downward Departure ³		Below Range	
			Gdline Only	with Booker	with Booker	All Others	\$5K1.1	\$5K3.1	Other Gov't	Gdline Only	with Booker	with Booker	All Others
§2M6.1	5	4	0	0	0	0	0	0	0	0	1	0	0
§2M6.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2N1.1	2	0	0	0	0	0	0	0	0	1	0	1	0
§2N1.2	1	0	1	0	0	0	0	0	0	0	0	0	0
§2N1.3	2	2	0	0	0	0	0	0	0	0	0	0	0
§2N2.1	38	36	0	0	1	0	1	0	0	0	0	0	0
§2N3.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2P1.1	201	154	1	0	2	2	10	3	11	2	3	9	4
§2P1.2	81	70	1	0	0	0	4	0	1	0	0	4	1
§2P1.3	12	4	0	0	0	0	0	6	1	1	0	0	0
§2P1.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2Q1.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2Q1.2	42	18	0	0	0	0	7	0	3	7	2	4	1
§2Q1.3	33	12	0	0	0	0	6	0	4	4	3	3	1
§2Q1.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2Q1.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2Q1.6	0	0	0	0	0	0	0	0	0	0	0	0	0
§2Q2.1	93	52	0	1	0	0	15	0	9	2	1	10	3
§2Q2.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2R1.1	15	4	0	0	0	0	6	0	0	0	0	5	0
§2S1.1	986	425	5	1	2	0	320	4	48	29	20	115	17
§2S1.2	13	3	0	0	0	0	8	0	2	0	0	0	0
§2S1.3	251	147	0	0	1	0	26	7	21	5	13	24	7
§2S1.4	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T1.1	561	261	0	1	4	0	101	1	23	41	16	100	13
§2T1.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T1.3	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T1.4	107	51	0	0	2	0	18	3	3	7	3	17	3
§2T1.5	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T1.6	8	2	0	0	0	0	2	0	1	0	0	3	0
§2T1.7	1	0	0	0	0	0	0	0	0	0	0	1	0
§2T1.8	1	1	0	0	0	0	0	0	0	0	0	0	0
§2T1.9	27	10	0	0	0	0	5	0	0	0	1	11	0
§2T2.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T2.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T3.1	11	9	0	0	0	0	1	0	0	0	0	1	0
§2T3.2	0	0	0	0	0	0	0	0	0	0	0	0	0
§2T4.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2X1.1	40	21	1	0	0	0	10	0	1	1	1	5	0
§2X2.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2X3.1	124	62	0	1	1	0	30	0	8	0	3	18	1
§2X4.1	449	296	5	4	6	1	41	5	25	12	5	44	5
§2X5.1	0	0	0	0	0	0	0	0	0	0	0	0	0
§2X5.2	86	77	2	0	4	1	0	0	0	0	0	1	1
§2X6.1	0	0	0	0	0	0	0	0	0	0	0	0	0
TOTAL	66,512	39,600	314	141	482	95	9,949	5,148	2,469	1,737	1,004	4,902	671

¹Of the 72,865 cases, 6,353 were excluded due to one or both of the following reasons: information was missing from the submitted documents that prevented the comparison of the sentence and the guideline range (2,972) or missing guideline applied (5,934). Descriptions of variables used in this table are provided in Appendix A.

²See Tables 24-24B for a list of departure reasons comprising these categories.

³See Tables 25-25B for a list of departure reasons comprising these categories.

SOURCE: U.S. Sentencing Commission, 2007 Datafile, USSCFY07.