

Table 17

**OFFENDERS SENTENCED FOR EACH CHAPTER TWO GUIDELINE<sup>1</sup>**  
**Fiscal Year 2008**

Guideline	As Primary Guideline		As Any Guideline		Guideline	As Primary Guideline		As Any Guideline	
	N	%	N	%		N	%	N	%
§2A1.1	170	0.2	192	0.3	§2D1.10	5	0.0	5	0.0
§2A1.2	52	0.1	58	0.1	§2D1.11	94	0.1	99	0.1
§2A1.3	18	0.0	18	0.0	§2D1.12	8	0.0	15	0.0
§2A1.4	44	0.1	44	0.1	§2D1.13	2	0.0	2	0.0
§2A1.5	25	0.0	46	0.1	§2D1.14	0	0.0	0	0.0
§2A2.1	94	0.1	136	0.2	§2D2.1	278	0.4	348	0.5
§2A2.2	388	0.6	442	0.6	§2D2.2	47	0.1	50	0.1
§2A2.3	26	0.0	33	0.0	§2D2.3	0	0.0	0	0.0
§2A2.4	180	0.3	204	0.3	§2D3.1	4	0.0	5	0.0
§2A3.1	121	0.2	128	0.2	§2D3.2	1	0.0	1	0.0
§2A3.2	44	0.1	50	0.1	§2D3.3	0	0.0	0	0.0
§2A3.3	8	0.0	11	0.0	§2D3.4	0	0.0	0	0.0
§2A3.4	25	0.0	37	0.0	§2D3.5	0	0.0	0	0.0
§2A3.5	107	0.2	112	0.1	§2E1.1	46	0.1	159	0.2
§2A4.1	82	0.1	97	0.1	§2E1.2	20	0.0	103	0.1
§2A4.2	3	0.0	3	0.0	§2E1.3	6	0.0	34	0.0
§2A5.1	0	0.0	0	0.0	§2E1.4	6	0.0	14	0.0
§2A5.2	21	0.0	21	0.0	§2E1.5	0	0.0	0	0.0
§2A5.3	0	0.0	1	0.0	§2E2.1	31	0.0	39	0.1
§2A6.1	164	0.2	173	0.2	§2E3.1	127	0.2	177	0.2
§2A6.2	9	0.0	11	0.0	§2E3.2	0	0.0	0	0.0
§2B1.1	8,312	11.8	8,947	11.7	§2E3.3	0	0.0	0	0.0
§2B1.2	0	0.0	0	0.0	§2E4.1	52	0.1	59	0.1
§2B1.3	0	0.0	3	0.0	§2E5.1	8	0.0	8	0.0
§2B1.4	16	0.0	16	0.0	§2E5.2	0	0.0	0	0.0
§2B1.5	15	0.0	15	0.0	§2E5.3	7	0.0	9	0.0
§2B1.6 <sup>2</sup>	--	--	--	--	§2E5.4	0	0.0	0	0.0
§2B2.1	60	0.1	75	0.1	§2E5.5	0	0.0	0	0.0
§2B2.2	0	0.0	0	0.0	§2E5.6	0	0.0	0	0.0
§2B2.3	3	0.0	3	0.0	§2F1.1	263	0.4	284	0.4
§2B3.1	1,744	2.5	1,896	2.5	§2F1.2	0	0.0	0	0.0
§2B3.2	60	0.1	91	0.1	§2G1.1	81	0.1	116	0.2
§2B3.3	15	0.0	17	0.0	§2G1.2	0	0.0	0	0.0
§2B4.1	71	0.1	74	0.1	§2G1.3	228	0.3	264	0.3
§2B5.1	463	0.7	493	0.6	§2G2.1	163	0.2	175	0.2
§2B5.2	0	0.0	0	0.0	§2G2.2	1,343	1.9	1,391	1.8
§2B5.3	213	0.3	221	0.3	§2G2.3	1	0.0	1	0.0
§2B5.4	0	0.0	0	0.0	§2G2.4	56	0.1	64	0.1
§2B6.1	9	0.0	12	0.0	§2G2.5	0	0.0	0	0.0
§2C1.1	284	0.4	321	0.4	§2G3.1	17	0.0	20	0.0
§2C1.2	19	0.0	22	0.0	§2G3.2	0	0.0	0	0.0
§2C1.3	5	0.0	7	0.0	§2H1.1	67	0.1	76	0.1
§2C1.4	0	0.0	0	0.0	§2H1.2	0	0.0	0	0.0
§2C1.5	0	0.0	0	0.0	§2H1.3	0	0.0	0	0.0
§2C1.6	0	0.0	0	0.0	§2H1.4	0	0.0	0	0.0
§2C1.7	8	0.0	9	0.0	§2H1.5	0	0.0	0	0.0
§2C1.8	4	0.0	4	0.0	§2H2.1	12	0.0	13	0.0
§2D1.1	24,605	34.9	25,850	33.7	§2H3.1	7	0.0	7	0.0
§2D1.2	348	0.5	364	0.5	§2H3.2	1	0.0	1	0.0
§2D1.3	0	0.0	0	0.0	§2H3.3	8	0.0	10	0.0
§2D1.4	0	0.0	0	0.0	§2H4.1	22	0.0	25	0.0
§2D1.5	18	0.0	22	0.0	§2H4.2	0	0.0	0	0.0
§2D1.6	0	0.0	193	0.3	§2J1.1	0	0.0	19	0.0
§2D1.7	2	0.0	3	0.0	§2J1.2	134	0.2	186	0.2
§2D1.8	88	0.1	120	0.2	§2J1.3	75	0.1	93	0.1
§2D1.9	0	0.0	0	0.0	§2J1.4	12	0.0	25	0.0

Table 17 (cont.)

Guideline	As Primary Guideline		As Any Guideline		Guideline	As Primary Guideline		As Any Guideline	
	N	%	N	%		N	%	N	%
§2J1.5	3	0.0	3	0.0	§2M6.1	5	0.0	6	0.0
§2J1.6	60	0.1	67	0.1	§2M6.2	0	0.0	0	0.0
§2J1.7	2	0.0	3	0.0	§2N1.1	2	0.0	2	0.0
§2J1.8	0	0.0	0	0.0	§2N1.2	1	0.0	1	0.0
§2J1.9	1	0.0	1	0.0	§2N1.3	4	0.0	4	0.0
§2K1.1	8	0.0	8	0.0	§2N2.1	35	0.0	65	0.1
§2K1.2	0	0.0	0	0.0	§2N3.1	0	0.0	1	0.0
§2K1.3	37	0.1	43	0.1	§2P1.1	246	0.3	278	0.4
§2K1.4	76	0.1	95	0.1	§2P1.2	90	0.1	103	0.1
§2K1.5	13	0.0	13	0.0	§2P1.3	0	0.0	0	0.0
§2K1.6	1	0.0	1	0.0	§2P1.4	0	0.0	0	0.0
§2K1.7	0	0.0	0	0.0	§2Q1.1	0	0.0	0	0.0
§2K2.1	6,375	9.0	6,797	8.9	§2Q1.2	48	0.1	50	0.1
§2K2.2	0	0.0	0	0.0	§2Q1.3	32	0.0	33	0.0
§2K2.3	0	0.0	0	0.0	§2Q1.4	0	0.0	0	0.0
§2K2.4 <sup>3</sup>	--	--	--	--	§2Q1.5	0	0.0	0	0.0
§2K2.5	19	0.0	20	0.0	§2Q1.6	0	0.0	0	0.0
§2K2.6	4	0.0	5	0.0	§2Q2.1	114	0.2	120	0.2
§2K3.1	0	0.0	0	0.0	§2Q2.2	0	0.0	0	0.0
§2K3.2	0	0.0	1	0.0	§2R1.1	17	0.0	19	0.0
§2L1.1	3,536	5.0	3,590	4.7	§2S1.1	1,026	1.5	1,082	1.4
§2L1.2	13,627	19.3	13,803	18.0	§2S1.2	5	0.0	9	0.0
§2L1.3	0	0.0	0	0.0	§2S1.3	222	0.3	241	0.3
§2L2.1	443	0.6	463	0.6	§2S1.4	0	0.0	0	0.0
§2L2.2	1,727	2.4	1,782	2.3	§2T1.1	500	0.7	608	0.8
§2L2.3	0	0.0	0	0.0	§2T1.2	0	0.0	0	0.0
§2L2.4	0	0.0	0	0.0	§2T1.3	0	0.0	0	0.0
§2L2.5	0	0.0	0	0.0	§2T1.4	122	0.2	130	0.2
§2M1.1	0	0.0	0	0.0	§2T1.5	0	0.0	0	0.0
§2M2.1	0	0.0	0	0.0	§2T1.6	20	0.0	20	0.0
§2M2.2	0	0.0	0	0.0	§2T1.7	0	0.0	0	0.0
§2M2.3	0	0.0	0	0.0	§2T1.8	0	0.0	0	0.0
§2M2.4	0	0.0	0	0.0	§2T1.9	29	0.0	40	0.1
§2M3.1	1	0.0	1	0.0	§2T2.1	1	0.0	2	0.0
§2M3.2	2	0.0	2	0.0	§2T2.2	0	0.0	0	0.0
§2M3.3	2	0.0	2	0.0	§2T3.1	11	0.0	16	0.0
§2M3.4	0	0.0	0	0.0	§2T3.2	0	0.0	0	0.0
§2M3.5	0	0.0	0	0.0	§2T4.1	0	0.0	0	0.0
§2M3.6	0	0.0	0	0.0	§2X1.1	29	0.0	1,693	2.2
§2M3.7	0	0.0	0	0.0	§2X2.1	0	0.0	56	0.1
§2M3.8	0	0.0	0	0.0	§2X3.1	125	0.2	143	0.2
§2M3.9	0	0.0	0	0.0	§2X4.1	493	0.7	499	0.7
§2M4.1	0	0.0	0	0.0	§2X5.1	0	0.0	19	0.0
§2M5.1	13	0.0	13	0.0	§2X5.2	148	0.2	160	0.2
§2M5.2	46	0.1	48	0.1	§2X6.1	1	0.0	1	0.0
§2M5.3	14	0.0	15	0.0	§2X7.1	0	0.0	0	0.0

**Total number of guidelines applied: 76,669**

**Number of cases with at least one guideline applied: 70,511**

<sup>1</sup>Of the 76,478 cases, 5,967 were excluded due to missing guideline applied. The total for any guideline can exceed that for primary guideline because a case can have several guidelines applied, but only one primary guideline. Descriptions of variables used in this table are provided in Appendix A.

<sup>2</sup>In 904 cases the defendant was convicted of one or more counts of violating 18 U.S.C. § 1028A. By statute, the punishment for this crime must be served consecutively to any other punishment, therefore, in these 904 cases the conviction for this crime did not affect the guideline calculation for the underlying offense.

<sup>3</sup>In 2,495 cases the defendant was convicted of one or more counts of violating 18 U.S.C. § 924(c). By statute, the punishment for this crime must be served consecutively to any other punishment, therefore, in these 2,495 cases the conviction for this crime did not affect the guideline calculation for the underlying offense.