

Table 61

**AVERAGE LENGTH OF IMPRISONMENT FOR APPEALS DEFENDANTS
IN EACH PRIMARY OFFENSE CATEGORY¹
Fiscal Year 2008**

PRIMARY OFFENSE	APPELLATE COURT CASES ²				DISTRICT COURT CASES ³			
	N	Percent	Mean (mos)	Median (mos)	N	Percent	Mean (mos)	Median (mos)
TOTAL	6,193	100.0	143	100	75,613	100.0	50	26
Murder	18	0.3	316	330	69	0.1	221	210
Manslaughter	8	0.1	63	54	54	0.1	46	37
Kidnaping/Hostage-Taking	11	0.2	242	262	56	0.1	205	180
Sexual Abuse	60	1.0	181	144	484	0.6	92	63
Assault	54	0.9	69	60	667	0.9	38	27
Robbery	156	2.5	192	151	1,051	1.4	81	63
Arson	12	0.2	128	96	60	0.1	78	60
Drugs - Trafficking	2,395	38.7	196	168	24,263	32.1	80	60
Drugs - Communication Facility	7	0.1	53	48	354	0.5	34	36
Drugs - Simple Possession	7	0.1	103	108	455	0.6	7	0
Firearms	968	15.6	174	120	8,234	10.9	84	57
Burglary/B&E	4	0.1	22	20	45	0.1	18	18
Auto Theft	11	0.2	87	60	60	0.1	47	24
Larceny	48	0.8	41	24	1,572	2.1	8	0
Fraud	526	8.5	69	48	7,441	9.8	21	10
Embezzlement	13	0.2	32	33	491	0.6	7	0
Forgery/Counterfeiting	53	0.9	47	42	1,014	1.3	15	10
Bribery	10	0.2	61	46	219	0.3	19	12
Tax	49	0.8	40	33	585	0.8	14	5
Money Laundering	83	1.3	136	86	889	1.2	33	18
Racketeering/Extortion	97	1.6	190	147	738	1.0	83	51
Gambling/Lottery	0	0.0	—	—	127	0.2	4	0
Civil Rights	1	0.0	70	70	70	0.1	38	14
Immigration	1,248	20.2	52	46	21,390	28.3	19	12
Pornography/Prostitution	225	3.6	173	120	1,654	2.2	120	78
Prison Offenses	15	0.2	44	33	370	0.5	16	12
Administration of Justice Offenses	54	0.9	113	54	1,016	1.3	16	6
Environmental/Wildlife	4	0.1	17	20	188	0.2	2	0
National Defense	9	0.1	212	150	53	0.1	53	29
Antitrust	0	0.0	—	—	21	0.0	6	1
Food & Drug	1	0.0	96	96	66	0.1	3	0
Other Miscellaneous Offenses	46	0.7	76	40	1,857	2.5	6	0

¹Descriptions of variables used in this table are provided in Appendix A.

²Based on 6,332 appeals defendants with sentencing as at least one of the reasons for appeal. These cases were merged with the U.S. Sentencing Commission's Monitoring Datafiles from 1989-2008 (MONFY89, MONFY90, OPAFY91-OPAFY08). Of the 6,213 matched cases, 21 were excluded due missing information on sentence.

³All guideline cases sentenced in FY2008.

SOURCE: U.S. Sentencing Commission, 2008 Appeals Datafile, APPFY08.