

**Table 59**

**AVERAGE LENGTH OF IMPRISONMENT FOR APPEALS DEFENDANTS  
IN EACH PRIMARY OFFENSE CATEGORY<sup>1</sup>**

**Fiscal Year 1998**

PRIMARY OFFENSE	APPELLATE COURT CASES <sup>2</sup>				DISTRICT COURT CASES <sup>3</sup>			
	N	Percent	Mean (mos)	Median (mos)	N	Percent	Mean (mos)	Median (mos)
<b>TOTAL</b>	<b>3,016</b>	<b>100.0</b>	<b>132.7</b>	<b>93.0</b>	<b>49941</b>	<b>100.0</b>	<b>47.6</b>	<b>24.0</b>
Murder	21	0.7	327.4	300.0	108	0.2	247.3	205.0
Manslaughter	1	0.0	126.0	-	58	0.1	43.8	21.0
Kidnapping/Hostage-Taking	10	0.3	246.4	231.0	77	0.2	160.8	95.0
Sexual Abuse	17	0.6	139.6	120.0	223	0.4	70.3	30.0
Assault	36	1.2	84.9	60.0	497	1.0	30.8	18.0
Robbery	203	6.7	184.0	137.0	2,128	4.3	113.1	78.0
Arson	13	0.4	148.1	106.0	101	0.2	58.1	51.0
Drugs - Trafficking	1,540	51.1	175.0	135.0	19,439	38.9	76.0	51.0
Drugs - Communication Facility	12	0.4	52.6	43.5	401	0.8	38.8	40.0
Drugs - Simple Possession	6	0.2	17.5	11.0	571	1.1	6.0	0.0
Firearms	242	8.0	133.4	89.0	2,482	5.0	62.2	37.0
Burglary/B&E	1	0.0	72.0	-	71	0.1	23.7	21.0
Auto Theft	7	0.2	27.4	21.0	139	0.3	22.6	18.0
Larceny	56	1.9	26.8	24.0	2,671	5.3	5.68	0.0
Fraud	376	12.5	36.1	30.0	6,248	12.5	11.6	5.0
Embezzlement	17	0.6	23.4	12.0	761	1.5	3.8	0.0
Forgery/Counterfeiting	28	0.9	33.2	26.5	773	1.5	9.5	6.0
Bribery	17	0.6	44.9	30.0	249	0.5	11.1	4.0
Tax	38	1.3	20.5	19.5	854	1.7	6.4	0.0
Money Laundering	73	2.4	81.4	70.0	898	1.8	30.7	24.0
Racketeering/Extortion	28	0.9	172.2	73.5	631	1.3	33.4	60.0
Gambling/Lottery	2	0.1	22.5	-	152	0.3	4.5	0.0
Civil Rights	8	0.3	49.1	36.0	105	0.2	32.1	9.0
Immigration	146	4.8	52.2	48.0	7,836	15.7	22.5	18.0
Pornography/Prostitution	26	0.9	59.0	39.0	329	0.7	38.5	24.0
Prison Offenses	17	0.6	78.3	38.0	289	0.6	17.8	15.0
Administration of Justice Offenses	39	1.3	48.0	30.0	785	1.6	12.7	6.0
Environmental/Wildlife	3	0.1	14.0	6.0	102	0.2	2.2	0.0
National Defense	1	0.0	0.0	-	19	0.0	10.9	5.0
Antitrust	0	0.0	-	-	11	0.0	3.4	0.0
Food & Drug	1	0.0	60.0	-	45	0.1	5.1	0.0
Other Miscellaneous Offenses	31	1.0	53.2	37.0	888	1.8	5.0	0.0

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<sup>1</sup>Descriptions of variables used in this table are provided in Appendix A.

<sup>2</sup>Based on 3,654 appeals defendants with sentencing as at least one of the reasons for appeal. 3,030 of these cases matched with the U.S. Sentencing Commission's Monitoring files 1989-1998 (USSCFY89 - USSCFY98). Of the 3,030 matched cases, 14 were excluded due to one or both of the following reasons: missing offense type information (3) or missing sentencing information (14).

<sup>3</sup>All guideline cases sentenced in FY1998.  
SOURCE: U.S. Sentencing Commission, 1998 Appeals Datafile, APPFY98.