

Table 5.33.2005

Fines and restitution ordered for organizations sentenced in U.S. District Courts for U.S. Sentencing Commission guideline cases

By primary offense, fiscal year 2005

| Primary offense | Total cases involving organizations ^a | | Cases with restitution imposed | | | Cases with fine imposed | | | Total fine or restitution imposed | | |
|---|--|---------|--------------------------------|-----------|-----------|-------------------------|-------------|-----------|-----------------------------------|-------------|-----------|
| | Number | Percent | Number | Mean | Median | Number | Mean | Median | Number | Mean | Median |
| Total | 142 | 100.0% | 45 | \$569,042 | \$100,000 | 112 | \$3,870,330 | \$82,409 | 130 | \$3,531,414 | \$172,202 |
| Administration of justice: contempt, obstruction, perjury | 3 | 2.1 | 0 | X | X | 3 | 2,841,667 | 4,000,000 | 3 | 2,841,667 | 4,000,000 |
| Antitrust | 11 | 7.7 | 3 | 619,333 | 480,000 | 11 | 32,890,455 | 9,000,000 | 11 | 33,059,364 | 9,000,000 |
| Bribery, gratuity, extortion | 5 | 3.5 | 0 | X | X | 4 | 3,289,500 | 75,000 | 4 | 3,289,500 | 75,000 |
| Copyright, trademark | 1 | 0.7 | 1 | NA | NA | 1 | NA | NA | 1 | NA | NA |
| Drugs | 5 | 3.5 | 0 | X | X | 4 | 14,750 | 17,000 | 4 | 14,750 | 17,000 |
| <u>Environmental</u> | | | | | | | | | | | |
| Water | 26 | 18.3 | 7 | 33,934 | 4,229 | 26 | 701,054 | 225,000 | 26 | 710,190 | 232,000 |
| Air | 3 | 2.1 | 1 | NA | NA | 3 | 1,516,667 | 40,000 | 3 | 1,517,867 | 40,000 |
| Hazardous, toxic pollutants | 11 | 7.7 | 7 | 194,300 | 60,000 | 9 | 145,944 | 130,000 | 11 | 243,055 | 135,000 |
| Wildlife | 3 | 2.1 | 2 | NA | NA | 2 | NA | NA | 3 | 353,385 | 40,000 |
| Import and export | 8 | 5.6 | 0 | X | X | 8 | 95,125 | 53,500 | 8 | 95,125 | 53,500 |
| Food, drugs, agricultural, and consumer products | 8 | 5.6 | 1 | NA | NA | 8 | 163,188 | 15,000 | 8 | 163,288 | 15,000 |
| Fraud | 35 | 24.6 | 17 | 1,127,220 | 291,181 | 20 | 225,035 | 26,439 | 32 | 739,482 | 186,101 |
| Gambling | 2 | 1.4 | 0 | X | X | 2 | NA | NA | 2 | NA | NA |
| Immigration, naturalization, passports | 4 | 2.8 | 0 | X | X | 2 | NA | NA | 2 | NA | NA |
| Larceny, theft, embezzlement | 2 | 1.4 | 2 | NA | NA | 0 | X | X | 2 | NA | NA |
| Money laundering | 10 | 7.0 | 2 | NA | NA | 5 | 3,442,000 | 500,000 | 6 | 3,015,875 | 492,625 |
| Racketeering | 1 | 0.7 | 0 | X | X | 1 | NA | NA | 1 | NA | NA |
| Tax | 4 | 2.8 | 2 | NA | NA | 3 | 58,667 | 32,000 | 3 | 482,818 | 69,403 |

Note: See Note, table 5.26.2005. "Organizations" include corporations, partnerships, associations, joint-stock companies, unions, trusts, pension funds, unincorporated organizations, governments and political subdivisions thereof, and non-profit organizations. (Source, p. 141). Mean and median dollar values include only cases with reported non-zero fine or restitution amounts.

^aData for cases receiving either fines or restitution will sum to more than the total because some cases received both fines and restitution.

Source: U.S. Sentencing Commission, *2005 Sourcebook of Federal Sentencing Statistics* (Washington, DC: U.S. Sentencing Commission, 2006), p. 342. Table adapted by SOURCEBOOK staff.