

Table 5.32

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

By primary offense, fiscal year 2002

Primary offense	Total cases	No fine or restitution ordered		Restitution ordered/no fine		Fine ordered/no restitution		Both fine and restitution ordered		Amount of payment ordered (dollar amount)			
		Number	Percent	Number	Percent	Number	Percent	Number	Percent	Total cases	Mean	Median	Total
Total	62,660	46,219	73.8%	8,210	13.1%	7,435	11.9%	796	1.3%	16,433	\$345,929	\$5,000	\$5,684,656,762
Murder	79	43	54.4	26	32.9	8	10.1	2	2.5	36	3,003,150	6,733	108,113,398
Manslaughter	55	26	47.3	24	43.6	2	3.6	3	5.5	29	5,406	3,201	156,787
Kidnaping, hostage-taking	65	43	66.2	18	27.7	1	1.5	3	4.6	22	27,119	3,466	596,617
Sexual abuse	208	141	67.8	28	13.5	37	17.8	2	1.0	67	6,527	1,200	437,322
Assault	482	344	71.4	85	17.6	47	9.8	6	1.2	138	10,929	1,635	1,508,258
Robbery	1,537	459	29.9	970	63.1	61	4.0	47	3.1	1,078	18,311	5,000	19,739,144
Arson	63	19	30.2	38	60.3	2	3.2	4	6.3	44	319,451	78,852	14,055,857
<b>Drug offenses</b>													
Trafficking	25,212	22,109	87.7	204	0.8	2,858	11.3	41	0.2	3,103	12,303	1,500	38,175,971
Communication facility	456	387	84.9	2	0.4	66	14.5	1	0.2	69	19,997	1,000	1,379,821
Simple possession	585	259	44.3	2	0.3	319	54.5	5	0.9	326	1,031	1,000	336,216
Firearms	5,088	3,999	78.6	248	4.9	824	16.2	17	0.3	1,089	13,302	1,500	14,485,776
Burglary, breaking and entering	38	10	26.3	26	68.4	0	X	2	5.3	28	5,400	1,981	151,208
Auto theft	148	51	34.5	73	49.3	19	12.8	5	3.4	97	54,907	16,000	5,325,975
Larceny	2,144	614	28.6	1,069	49.9	329	15.3	132	6.2	1,528	55,185	7,272	84,323,286
Fraud	6,648	2,212	33.3	3,509	52.8	642	9.7	285	4.3	4,433	698,994	36,452	3,098,638,515
Embezzlement	718	145	20.2	486	67.7	57	7.9	30	4.2	573	70,609	14,860	40,459,061
Forgery, counterfeiting	1,389	626	45.1	565	40.7	147	10.6	51	3.7	762	48,481	2,359	36,942,256
Bribery	165	68	41.2	26	15.8	62	37.6	9	5.5	97	166,030	5,000	16,104,954
Tax	613	234	38.2	111	18.1	235	38.3	33	5.4	379	114,244	10,000	43,298,426
Money laundering	898	538	59.9	187	20.8	160	17.8	13	1.4	360	5,086,647	57,195	1,831,192,869
Racketeering, extortion	791	468	59.2	160	20.2	147	18.6	16	2.0	321	490,806	7,500	157,548,770
Gambling, lottery	104	44	42.3	13	12.5	45	43.3	2	1.9	60	15,544	5,000	932,644
Civil rights	87	48	55.2	21	24.1	12	13.8	6	6.9	39	9,364	2,500	365,199
Immigration	11,632	11,270	96.9	25	0.2	336	2.9	1	(a)	362	14,088	1,000	5,099,969
Pornography, prostitution	661	469	71.0	20	3.0	170	25.7	2	0.3	192	6,682	4,000	1,282,884
Prison offenses	318	279	87.7	3	0.9	35	11.0	1	0.3	39	59,896	500	2,335,961
Administration of justice offenses	1,092	784	71.8	70	6.4	219	20.1	19	1.7	308	280,671	2,000	86,446,737
Environmental, wildlife	138	46	33.3	8	5.8	70	50.7	14	10.1	92	11,258	3,000	1,035,740
National defense	10	8	80.0	1	10.0	1	10.0	0	X	2	X	X	X
Antitrust	17	2	11.8	5	29.4	4	23.5	6	35.3	15	3,997,698	168,000	59,965,464
Food and drug	91	29	31.9	14	15.4	43	47.3	5	5.5	62	18,954	5,000	1,175,117
Other	1,128	445	39.5	173	15.3	477	42.3	33	2.9	683	19,049	700	13,010,679

Note: See Note, table 5.26. Of the 64,366 guideline cases, 1,706 cases were excluded due to one or both of the following conditions: missing primary offense category, 393; and missing information on type of economic sanction for cases in which orders were made, 1,475. A total of 16,433 cases were used to calculate amount of payments ordered. This differs from the 16,441 cases in which fines and/or restitution were ordered due to the exclusion of 8 cases in which the amount of fine and/or restitution was not specified. Fine information includes either fines and/or costs of supervision.

Source: U.S. Sentencing Commission, *2002 Sourcebook of Federal Sentencing Statistics* (Washington, DC: U.S. Sentencing Commission, 2004), p. 33.

<sup>a</sup>Less than 0.05%.