

Table 5.34

Mode of conviction in U.S. District Courts for U.S. Sentencing Commission guideline cases

By primary offense, fiscal year 2002

Primary offense	Total cases	Mode of conviction			
		Plea of guilty		Trial	
		Number	Percent	Number	Percent
Total	63,935	62,084	97.1%	1,851	2.9%
Murder	84	67	79.8	17	20.2
Manslaughter	59	56	94.9	3	5.1
Kidnaping, hostage-taking	64	57	89.1	7	10.9
Sexual abuse	212	202	95.3	10	4.7
Assault	492	450	91.5	42	8.5
Robbery	1,631	1,579	96.8	52	3.2
Arson	64	53	82.8	11	17.2
Drug offenses					
Trafficking	25,361	24,595	97.0	766	3.0
Communication facility	459	458	99.8	1	0.2
Simple possession	592	583	98.5	9	1.5
Firearms	5,173	4,923	95.2	250	4.8
Burglary, breaking and entering	43	41	95.3	2	4.7
Auto theft	162	153	94.4	9	5.6
Larceny	2,250	2,220	98.7	30	1.3
Fraud	7,107	6,880	96.8	227	3.2
Embezzlement	734	729	99.3	5	0.7
Forgery, counterfeiting	1,466	1,449	98.8	17	1.2
Bribery	168	159	94.6	9	5.4
Tax	622	600	96.5	22	3.5
Money laundering	939	870	92.7	69	7.3
Racketeering, extortion	828	769	92.9	59	7.1
Gambling, lottery	104	104	100.0	0	X
Civil rights	93	82	88.2	11	11.8
Immigration	11,730	11,612	99.0	118	1.0
Pornography, prostitution	664	643	96.8	21	3.2
Prison offenses	318	313	98.4	5	1.6
Administration of justice offenses	1,107	1,076	97.2	31	2.8
Environmental, wildlife	140	131	93.6	9	6.4
National defense	10	8	80.0	2	20.0
Antitrust	17	15	88.2	2	11.8
Food and drug	91	91	100.0	0	X
Other	1,151	1,116	97.0	35	3.0

Note: See Note, table 5.26. Of the 64,366 guideline cases, 431 cases were excluded due to one or both of the following conditions: missing primary offense category, 393; and missing information on mode of conviction, 370.

Source: U.S. Sentencing Commission, *2002 Sourcebook of Federal Sentencing Statistics* (Washington, DC: U.S. Sentencing Commission, 2004), p. 24.