

Sourcebook of criminal justice statistics Online

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Table 5.34.2004

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

By primary offense, fiscal year 2004

Primary offense	Total cases	Mode of conviction			
		Plea of guilty		Trial	
		Number	Percent	Number	Percent
Total	51,657	49,341	95.5%	2,316	4.5%
Murder	57	40	70.2	17	29.8
Manslaughter	45	40	88.9	5	11.1
Kidnaping, hostage-taking	29	26	89.7	3	10.3
Sexual abuse	199	179	89.9	20	10.1
Assault	463	420	90.7	43	9.3
Robbery	950	900	94.7	50	5.3
Arson	61	54	88.5	7	11.5
Drug offenses					
Trafficking	17,575	16,717	95.1	858	4.9
Communication facility	262	260	99.2	2	0.8
Simple possession	1,014	998	98.4	16	1.6
Firearms	6,016	5,531	91.9	485	8.1
Burglary, breaking and entering	47	45	95.7	2	4.3
Auto theft	67	54	80.6	13	19.4
Larceny	1,558	1,521	97.6	37	2.4
Fraud	5,531	5,282	95.5	249	4.5
Embezzlement	456	443	97.1	13	2.9
Forgery, counterfeiting	902	884	98.0	18	2.0
Bribery	130	121	93.1	9	6.9
Tax	372	336	90.3	36	9.7
Money laundering	631	573	90.8	58	9.2
Racketeering, extortion	481	445	92.5	36	7.5
Gambling, lottery	77	76	98.7	1	1.3
Civil rights	66	47	71.2	19	28.8
Immigration	11,183	11,021	98.6	162	1.4
Pornography, prostitution	644	611	94.9	33	5.1
Prison offenses	274	261	95.3	13	4.7
Administration of justice offenses	756	720	95.2	36	4.8
Environmental, wildlife	117	105	89.7	12	10.3
National defense	27	18	66.7	9	33.3
Antitrust	7	7	100.0	0	X
Food and drug	64	62	96.9	2	3.1
Other	1,596	1,544	96.7	52	3.3

Note: See Note, [table 5.26.2004](#). Of the 51,865 guideline cases, 208 cases were excluded due to one or both of the following conditions: missing primary offense category, 107; and missing information on mode of conviction, 199.

Source: U.S. Sentencing Commission, *2004 Sourcebook of Federal Sentencing Statistics* (Washington, DC: U.S. Sentencing Commission, 2006), p. 44.