

Table 18

OFFENDERS RECEIVING EACH CHAPTER THREE GUIDELINE ADJUSTMENT¹
Fiscal Year 2013

VICTIM-RELATED	N	%
Vulnerable Victim (§3A1.1)		
Vulnerable victim involved	372	0.5
No vulnerable victim involved	70,547	99.4
Hate crime	39	0.1
Vulnerable victim involved and large number of victims	23	0.0
Vulnerable victim involved and hate crime	1	0.0
Vulnerable victim involved, hate crime and large number of victims	0	0.0
TOTAL	70,982	100.0
Official Victim (§3A1.2)		
Official victim involved	36	0.1
Offense against person or involved substantial risk of serious bodily injury	168	0.2
No official victim involved	70,778	99.7
TOTAL	70,982	100.0
Restraint of Victim (§3A1.3)		
Offense involved restraint of victim	80	0.1
Offense did not involve restraint of victim	70,902	99.9
TOTAL	70,982	100.0
Terrorism (§3A1.4)		
Offense involved a federal crime of terrorism	44	0.1
Offense did not involve a federal crime of terrorism	70,933	99.9
Offense committed before adjustment added to guidelines	5	0.0
TOTAL	70,982	100.0
ROLE IN THE OFFENSE	N	%
Aggravating Role (§3B1.1)		
Organizer or leader	1,136	1.6
Manager or supervisor	829	1.2
Lesser organizer, leader, manager, or supervisor	1,401	2.0
No aggravating role	67,616	95.3
TOTAL	70,982	100.0
Mitigating Role (§3B1.2)		
Minimal participant	1,010	1.4
Less than minor role but not minimal	338	0.5
Minor participant	3,811	5.4
No mitigating role	65,823	92.7
TOTAL	70,982	100.0
Abuse of Position of Trust or Use of Special Skill (§3B1.3)		
Offender abused position of trust or used special skill	1,644	2.3
Offender did not abuse position of trust or use special skill	69,338	97.7
TOTAL	70,982	100.0

Table 18 (cont.)

Use of a Minor to Commit a Crime (§3B1.4)		
Offender used a minor	241	0.3
Offender did not use a minor	70,736	99.7
Offense committed before adjustment added to guidelines	5	0.0
TOTAL	70,982	100.0
Use of Body Armor to Commit a Crime (§3B1.5)		
Offender used body armor (+2)	11	0.0
Offender used body armor (+4)	13	0.0
Offender did not use body armor	70,900	99.9
Offense committed before adjustment added to guidelines	58	0.1
TOTAL	70,982	100.0
OBSTRUCTION	N	%
Obstruction of Justice (§3C1.1)²		
Offender obstructed justice	1,423	2.0
Offender did not obstruct justice	69,559	98.0
TOTAL	70,982	100.0
Reckless Endangerment During Flight (§3C1.2)		
Offense involved reckless endangerment during flight	474	0.7
Offense did not involve reckless endangerment during flight	70,508	99.3
Offense committed before adjustment added to guidelines	0	0.0
TOTAL	70,982	100.0
Commission of Offense While on Release (§3C1.3)		
Offense involved commission of offense while on release	87	0.1
Offense did not involve commission of offense while on release	70,782	99.7
Offense committed before adjustment added to guidelines	113	0.2
TOTAL	70,982	100.0
False Registration of Domain Name (§3C1.4)		
Offense involved false registration of domain name	3	0.0
Offense did not involve false registration of domain name	70,866	99.8
Offense committed before adjustment added to guidelines	113	0.2
TOTAL	70,982	100.0
ACCEPTANCE OF RESPONSIBILITY	N	%
Acceptance of Responsibility (§3E1.1)		
Offender accepted responsibility (-3)	44,550	62.7
Offender accepted responsibility (-2)	23,083	32.5
Offender did not accept responsibility	3,371	4.7
TOTAL	71,004	100.0

¹ Of the 80,035 cases, the Commission received complete guideline application information for 71,004 cases. Of these, 22 cases were excluded from the calculations due to missing Chapter Three adjustment information on vulnerable victim, official victim, restraint of victim, terrorism, aggravating role, mitigating role, abuse of position, use of minor, use of body armor, obstruction of justice, reckless endangerment, commission of offense while on release, and false registration of domain name. Descriptions of each guideline adjustment can be found in USSG Chapter Three.

² When an offender uses computer encryption during the commission of an offense or to avoid detection, it may result in the application of the Obstruction of Justice adjustment. This year, one case involved encryption or scrambling technology and did not receive an enhancement under §3C1.1.