

Post-Booker Fiscal Year 2005 Guideline Sentences

CALIFORNIA, Eastern



Gender, Race, and Ethnicity<sup>1</sup>

	TOTAL		Male		Female	
<b>TOTAL</b>	<b>670</b>	<b>100.0%</b>	<b>582</b>	<b>86.9%</b>	<b>88</b>	<b>13.1%</b>
White	182	27.2%	156	85.7%	26	14.3%
Black	98	14.6%	73	74.5%	25	25.5%
Hispanic	349	52.1%	323	92.6%	26	7.4%
Other	41	6.1%	30	73.2%	11	26.8%

Departure Status<sup>2</sup>

	TOTAL	
<b>TOTAL</b>	<b>673</b>	<b>100.0%</b>
Sentenced Within Guideline Range	353	52.5%
Upward Departure from the Guideline Range	1	0.1%
Upward Departure with <i>Booker</i> /18 U.S.C. § 3553	0	0.0%
Above the Range with <i>Booker</i> /18 U.S.C. § 3553	2	0.3%
All Remaining Cases Above the Guideline Range	3	0.4%
§5K1.1 Substantial Assistance Departure	107	15.9%
§5K3.1 Early Disposition Program Departure	126	18.7%
Government-Sponsored Departure	11	1.6%
Downward Departure from the Guideline Range	14	2.1%
Downward Departure with <i>Booker</i> /18 U.S.C. § 3553	3	0.4%
Below the Range with <i>Booker</i> /18 U.S.C. § 3553	24	3.6%
All Remaining Cases Below the Guideline Range	29	4.3%

Average Age <sup>3</sup>	Mean	Median
<b>TOTAL</b>	<b>36.5</b>	<b>34.5</b>
Male	36.2	34.0
Female	38.1	38.0

Mode of Conviction <sup>4</sup>		
<b>TOTAL</b>	<b>677</b>	<b>100.0%</b>
Plea	649	95.9%
Trial	28	4.1%

SENTENCING INFORMATION BY PRIMARY OFFENSE<sup>5</sup>

	TOTAL	Robbery	Larceny	Embezzlmt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratr	All Other
	677	7	42	9	118	137	10	47	165	142

CASES INVOLVING PRISON<sup>6</sup>

<b>Total Receiving Prison</b>	<b>583</b>	<b>7</b>	<b>23</b>	<b>2</b>	<b>82</b>	<b>137</b>	<b>7</b>	<b>46</b>	<b>162</b>	<b>117</b>
Prison	559	7	21	2	70	136	7	45	161	110
Prison/Community Split	24	0	2	0	12	1	0	1	1	7
<b>Prison Term Ordered</b>										
Up to 12 Months	81	0	11	1	29	2	2	3	11	22
13-24 Months	104	0	8	0	28	7	3	10	25	23
25-36 Months	83	0	1	1	10	5	2	8	38	18
37-60 Months	167	0	3	0	9	33	0	21	78	23
Over 60 Months	145	7	0	0	6	90	0	3	10	29
Mean Sentence	55.8	147.6	16.5	19.0	21.7	97.7	18.9	81.9	37.3	51.1
Median Sentence	37.0	120.0	14.0	19.0	15.0	84.0	24.0	37.0	37.0	33.0

CASES INVOLVING PROBATION

<b>Total Receiving Probation</b>	<b>89</b>	<b>0</b>	<b>18</b>	<b>7</b>	<b>34</b>	<b>0</b>	<b>3</b>	<b>0</b>	<b>3</b>	<b>24</b>
Probation Only	52	0	13	4	18	0	2	0	1	14
Probation and Confinement	37	0	5	3	16	0	1	0	2	10

CASES INVOLVING FINES AND RESTITUTION<sup>7</sup>

Total Receiving Fines and Restitution	180	4	28	8	84	8	7	5	3	33
Median Dollar Amount	\$12,500	\$16,736	\$18,288	\$45,500	\$35,000	\$6,754	\$788	\$3,000	\$2,000	\$4,750

Footnotes and a complete description of all variables in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2005 Datafile, USSCFY05, Post-Booker Only Cases (January 12, 2005, through September 30, 2005).