

Post-Booker Fiscal Year 2005 Guideline Sentences

CALIFORNIA, Northern



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

	TOTAL		Male		Female	
<b>TOTAL</b>	<b>482</b>	<b>100.0%</b>	<b>439</b>	<b>91.1%</b>	<b>43</b>	<b>8.9%</b>
White	126	26.1%	116	92.1%	10	7.9%
Black	96	19.9%	88	91.7%	8	8.3%
Hispanic	185	38.4%	176	95.1%	9	4.9%
Other	75	15.6%	59	78.7%	16	21.3%

Departure Status<sup>2</sup>

<b>TOTAL</b>	<b>535</b>	<b>100.0%</b>
Sentenced Within Guideline Range	334	62.4%
Upward Departure from the Guideline Range	0	0.0%
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	0.4%
All Remaining Cases Above the Guideline Range	6	1.1%
§5K1.1 Substantial Assistance Departure	71	13.3%
§5K3.1 Early Disposition Program Departure	6	1.1%
Government-Sponsored Departure	36	6.7%
Downward Departure from the Guideline Range	14	2.6%
Downward Departure with <i>Booker</i> /18 U.S.C. § 3553	4	0.7%
Below the Range with <i>Booker</i> /18 U.S.C. § 3553	36	6.7%
All Remaining Cases Below the Guideline Range	26	4.9%

Average Age <sup>3</sup>	Mean	Median
<b>TOTAL</b>	<b>36.3</b>	<b>34.0</b>
Male	36.1	34.0
Female	37.9	37.5

Mode of Conviction <sup>4</sup>		
<b>TOTAL</b>	<b>549</b>	<b>100.0%</b>
Plea	523	95.3%
Trial	26	4.7%

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

	TOTAL	Robbery	Larceny	Embezzlmt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratr	All Other
	549	27	25	3	87	118	8	63	109	109

CASES INVOLVING PRISON<sup>6</sup>

<b>Total Receiving Prison</b>	<b>432</b>	<b>25</b>	<b>14</b>	<b>1</b>	<b>44</b>	<b>113</b>	<b>3</b>	<b>58</b>	<b>101</b>	<b>73</b>
Prison	407	24	9	0	41	111	2	56	101	63
Prison/Community Split	25	1	5	1	3	2	1	2	0	10
<b>Prison Term Ordered</b>										
Up to 12 Months	65	2	9	1	12	4	2	3	7	25
13-24 Months	109	2	2	0	14	12	0	9	52	18
25-36 Months	44	1	2	0	4	11	0	11	11	4
37-60 Months	91	6	1	0	6	29	1	21	15	12
Over 60 Months	117	14	0	0	5	57	0	14	13	14
Mean Sentence	52.7	61.2	13.5	4.0	27.8	78.2	14.8	49.9	33.1	62.7
Median Sentence	36.0	63.0	8.0	4.0	18.0	63.0	5.0	46.0	24.0	18.0

CASES INVOLVING PROBATION

<b>Total Receiving Probation</b>	<b>117</b>	<b>2</b>	<b>11</b>	<b>2</b>	<b>43</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>8</b>	<b>36</b>
Probation Only	76	0	5	2	35	3	3	3	6	19
Probation and Confinement	41	2	6	0	8	2	2	2	2	17

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

Total Receiving Fines and Restitution	158	22	17	3	55	6	2	5	2	46
Median Dollar Amount	\$8,122	\$9,587	\$14,560	\$3,607	\$9,692	\$2,750	\$4,250	\$1,000	\$750	\$10,000

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).