## Post-Booker Fiscal Year 2005 Guideline Sentences

| Average Age <sup>3</sup>        | Mean | Median |
|---------------------------------|------|--------|
| TOTAL                           | 33.7 | 31.5   |
| Male                            | 33.5 | 31.0   |
| Female                          | 35.0 | 33.0   |
| Mode of Conviction <sup>4</sup> |      |        |
| TOTAL                           | 275  | 100.0% |
| Plea                            | 258  | 93.8%  |
| Trial                           | 17   | 6.2%   |

| Gender, Kac | e, and Ein | menty  |     |       |        |       |  |
|-------------|------------|--------|-----|-------|--------|-------|--|
|             | TOTAL      |        | Ma  | ıle   | Female |       |  |
| TOTAL       | 268        | 100.0% | 229 | 85.4% | 39     | 14.6% |  |
| White       | 111        | 41.4%  | 87  | 78.4% | 24     | 21.6% |  |
| Black       | 34         | 12.7%  | 31  | 91.2% | 3      | 8.8%  |  |
| Hispanic    | 111        | 41.4%  | 100 | 90.1% | 11     | 9.9%  |  |
| Other       | 12         | 4.5%   | 11  | 91.7% | 1      | 8.3%  |  |

### **Departure Status<sup>2</sup>**

| 2 cpulture Status                                |     |        |
|--|-----|--------|
| TOTAL  | 275 | 100.0% |
| Sentenced Within Guideline Range                 | 128 | 46.5%  |
| Upward Departure from the Guideline Range        | 0   | 0.0%   |
| Upward Departure with Booker/18 U.S.C. § 3553    | 0   | 0.0%   |
| Above the Range with Booker /18 U.S.C. § 3553    | 2   | 0.7%   |
| All Remaining Cases Above the Guideline Range    | 2   | 0.7%   |
| §5K1.1 Substantial Assistance Departure          | 60  | 21.8%  |
| §5K3.1 Early Disposition Program Departure       | 0   | 0.0%   |
| Government-Sponsored Departure                   | 2   | 0.7%   |
| Downward Departure from the Guideline Range      | 3   | 1.1%   |
| Downward Departure with Booker /18 U.S.C. § 3553 | 5   | 1.8%   |
| Below the Range with Booker /18 U.S.C. § 3553    | 58  | 21.1%  |
| All Remaining Cases Below the Guideline Range    | 15  | 5.5%   |
|  |     |        |

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

|   |           | OTAL Robbery La | Larceny  | arceny Embezimnt | Fraud    | Drug Trafck | Counterftng | Firearms | Immigratn | All Other |
|---|-----------|-----------------|----------|------------------|----------|-------------|-------------|----------|-----------|-----------|
|   | 275       | 1               | 7        | 1                | 17       | 137         | 1           | 34       | 67        | 10        |
| CASES INVOLVING PRISON  | 6         |                 |          |                  |          |             |             |          |           |           |
| <b>Total Receiving Prison</b>   | 258       | 1               | 5        | 0                | 10       | 136         | 1           | 31       | 67        | 7         |
| Prison  | 253       | 1               | 5        | 0                | 10       | 133         | 1           | 30       | 67        | 6         |
| Prison/Community Split  | 5         | 0               | 0        | 0                | 0        | 3           | 0           | 1        | 0         | 1         |
| <b>Prison Term Ordered</b>  |           |                 |          |                  |          |             |             |          |           |           |
| Up to 12 Months   | 47        | 0               | 1        | 0                | 5        | 4           | 0           | 4        | 31        | 2         |
| 13-24 Months  | 44        | 0               | 2        | 0                | 3        | 14          | 0           | 6        | 17        | 2         |
| 25-36 Months  | 20        | 0               | 1        | 0                | 1        | 7           | 0           | 4        | 6         | 1         |
| 37-60 Months  | 43        | 0               | 1        | 0                | 0        | 27          | 0           | 6        | 9         | 0         |
| Over 60 Months  | <b>98</b> | 1               | 0        | 0                | 0        | 82          | 1           | 11       | 1         | 2         |
| Mean Sentence   | 67.9      | 470.0           | 24.4     | -                | 10.4     | 95.3        | 84.0        | 64.2     | 18.3      | 55.7      |
| Median Sentence   | 48.0      | 470.0           | 24.0     | -                | 9.5      | 87.0        | 84.0        | 48.0     | 12.0      | 24.0      |
| CASES INVOLVING<br>PROBATION  |           |                 |          |                  |          |             |             |          |           |           |
| <b>Total Receiving Probation</b>  | 17        | 0               | 2        | 1                | 7        | 1           | 0           | 3        | 0         | 3         |
| Probation Only  | 10        | 0               | 2        | 1                | 2        | 1           | 0           | 2        | 0         | 2         |
| Probation and Confinement   | 7         | 0               | 0        | 0                | 5        | 0           | 0           | 1        | 0         | 1         |
| CASES INVOLVING FINES<br>AND RESTITUTION <sup>7</sup><br>Total Receiving Fines and<br>Restitution | 19        | 1               | 3        | 1                | 7        | 2           | 1           | 0        | 0         | Λ         |
|   |           |                 |          | •                |          |             |             | 0        | 0         | \$24,180  |
| Median Dollar Amount  | \$30,146  | \$6,361         | \$16,707 | \$26,272         | \$44,075 | \$15,834    | \$510       | -        | -         | \$34,180  |

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).

# **IOWA**, Southern