

Post-Booker Fiscal Year 2005 Guideline Sentences

VIRGIN ISLANDS



Gender, Race, and Ethnicity¹

	TOTAL		Male		Female	
	Count	Percentage	Count	Percentage	Count	Percentage
TOTAL	80	100.0%	62	77.5%	18	22.5%
White	9	11.3%	8	88.9%	1	11.1%
Black	25	31.3%	22	88.0%	3	12.0%
Hispanic	34	42.5%	28	82.4%	6	17.6%
Other	12	15.0%	4	33.3%	8	66.7%



Departure Status²

	Count	Percentage
TOTAL	79	100.0%
Sentenced Within Guideline Range	68	86.1%
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	0	0.0%
All Remaining Cases Above the Guideline Range	0	0.0%
§5K1.1 Substantial Assistance Departure	2	2.5%
§5K3.1 Early Disposition Program Departure	0	0.0%
Government-Sponsored Departure	0	0.0%
Downward Departure from the Guideline Range	0	0.0%
Downward Departure with <i>Booker</i> /18 U.S.C. § 3553	0	0.0%
Below the Range with <i>Booker</i> /18 U.S.C. § 3553	2	2.5%
All Remaining Cases Below the Guideline Range	7	8.9%

Average Age ³	Mean	Median
TOTAL	35.0	32.5
Male	37.4	37.0
Female	26.7	22.5

Mode of Conviction ⁴	Count	Percentage
TOTAL	80	100.0%
Plea	70	87.5%
Trial	10	12.5%

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

	TOTAL	Robbery	Larceny	Embezzlmt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratr	All Other
	80	0	1	0	8	13	1	7	45	5

CASES INVOLVING PRISON⁶

Total Receiving Prison	69	0	0	0	6	12	1	5	44	1
Prison	69	0	0	0	6	12	1	5	44	1
Prison/Community Split	0	0	0	0	0	0	0	0	0	0
Prison Term Ordered										
Up to 12 Months	40	0	0	0	3	0	1	0	36	0
13-24 Months	4	0	0	0	1	0	0	1	1	1
25-36 Months	5	0	0	0	1	1	0	1	2	0
37-60 Months	14	0	0	0	1	6	0	2	5	0
Over 60 Months	6	0	0	0	0	5	0	1	0	0
Mean Sentence	29.3	-	-	-	16.2	96.3	6.9	40.4	12.3	21.0
Median Sentence	7.5	-	-	-	11.2	46.0	6.9	37.0	7.1	21.0

CASES INVOLVING PROBATION

Total Receiving Probation	8	0	1	0	1	0	0	2	1	3
Probation Only	5	0	1	0	1	0	0	0	1	2
Probation and Confinement	3	0	0	0	0	0	0	2	0	1

CASES INVOLVING FINES AND RESTITUTION⁷

Total Receiving Fines and Restitution	8	0	1	0	1	2	0	1	1	2
Median Dollar Amount	\$1,000	-	\$1,000	-	\$500	\$1,050	-	\$25	\$1,000	\$5,500

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).