Fiscal Year 2006 Guideline Sentences

NEW YORK, Eastern



Mean	Median
37.5	36.0
37.7	36.0
36.8	37.0
1,104	100.0%
1,041	94.3%
	37.5 37.7 36.8 1,104

Gender, Ra	ce, and Eth	nicity ¹					
	TOTAL		Ma	ıle	Female		
TOTAL	1,096	100.0%	942	85.9%	154	14.1%	
White	296	27.0%	263	88.9%	33	11.1%	
Black	394	35.9%	330	83.8%	64	16.2%	
Hispanic	369	33.7%	318	86.2%	51	13.8%	
Other	37	3.4%	31	83.8%	6	16.2%	

Departure Status²

Departure Status		
TOTAL	1,099	100.0%
Sentenced Within Guideline Range	457	41.6%
Upward Departure from Guideline Range	7	0.6%
Upward Departure with Booker /18 U.S.C. § 3553	3	0.3%
Above Guideline Range with Booker/18 U.S.C. § 3553	7	0.6%
All Remaining Cases Above Guideline Range	2	0.2%
§5K1.1 Substantial Assistance Departure	255	23.2%
§5K3.1 Early Disposition Program Departure	0	0.0%
Other Government-Sponsored Below Guideline Range	36	3.3%
Downward Departure from Guideline Range	71	6.5%
Downward Departure with Booker /18 U.S.C. § 3553	112	10.2%
Below Guideline Range with Booker /18 U.S.C. § 3553	115	10.5%
All Remaining Cases Below Guideline Range	34	3.1%

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

	<u>TOTAL</u> 1,104	Robbery	Larceny	Embezlmnt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratn	All Other
		7	19	5	159	504	26	77	83	224
CASES INVOLVING PRISON	6									
Total Receiving Prison	896	6	7	1	90	463	18	71	80	160
Prison	864	6	4	1	77	457	16	71	80	152
Prison/Community Split	32	0	3	0	13	6	2	0	0	8
Prison Term Ordered										
Up to 12 Months	151	0	4	0	26	60	5	4	22	30
13-24 Months	203	0	1	1	29	112	11	12	14	23
25-36 Months	139	1	1	0	10	78	1	9	14	25
37-60 Months	191	2	0	0	11	106	1	15	26	30
Over 60 Months	206	3	0	0	12	105	0	31	3	52
Mean Sentence	55.0	109.5	13.5	24.0	31.8	53.5	15.2	95.0	30.1	70.7
Median Sentence	33.0	75.5	6.5	24.0	18.0	36.0	15.0	60.0	32.0	38.0
CASES INVOLVING										
PROBATION	•••						0			
Total Receiving Probation	203	1	12	4	67	41	8	6		
Probation Only	150	1	9	3	48	27	6	2		51
Probation and Confinement	53	0	3	1	19	14	2	4	0	10
CASES INVOLVING FINES										
AND RESTITUTION ⁷										
Total Receiving Fines and	2/7	-	15	2	112	01	0	2	5	02
Restitution	267	5	15	3	113	21	9	3	5	93
Median Dollar Amount	\$28,297	\$11,227	\$25,558	\$20,000	\$62,650	\$5,000	\$6,000	\$22,284	\$1,000	\$19,626

Footnotes and a complete description of all variables in this table are provided in Appendix A. SOURCE: U.S. Sentencing Commission, 2006 Datafile, USSCFY06.