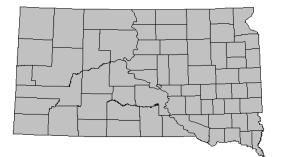
## **Fiscal Year 2008 Guideline Sentences**

## SOUTH DAKOTA



Average Age <sup>3</sup>	Mean	Median
TOTAL	34.3	33.0
Male	34.0	32.0
Female	35.4	35.0
Mode of Conviction <sup>4</sup>		
TOTAL	454	100.0%
Plea	427	94.1%
Trial	27	5.9%

Gender, Race, a	and Ethnicity <sup>1</sup>
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	TOTAL		Ma	ıle	Female		
TOTAL	449	100.0%	358	79.7%	91	20.3%	
White	160	35.6%	130	81.3%	30	18.8%	
Black	28	6.2%	25	89.3%	3	10.7%	
Hispanic	63	14.0%	58	92.1%	5	7.9%	
Other	198	44.1%	145	73.2%	53	26.8%	

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

Departure Status		
TOTAL	454	100.0%
Sentenced Within Guideline Range	330	72.7%
Upward Departure from Guideline Range	4	0.9%
Upward Departure with Booker/18 U.S.C. § 3553	1	0.2%
Above Guideline Range with Booker/18 U.S.C. § 3553	5	1.1%
All Remaining Cases Above Guideline Range	0	0.0%
§5K1.1 Substantial Assistance Departure	12	2.6%
§5K3.1 Early Disposition Program Departure	0	0.0%
Other Government-Sponsored Below Guideline Range	14	3.1%
Downward Departure from Guideline Range	8	1.8%
Downward Departure with Booker /18 U.S.C. § 3553	6	1.3%
Below Guideline Range with Booker/18 U.S.C. § 3553	65	14.3%
All Remaining Cases Below Guideline Range	9	2.0%

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

	TOTAL	Robbery	Larceny	Embezlmnt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratn	All Other
	454	2	23	11	32	120	8	39	37	182
CASES INVOLVING PRISON <sup>6</sup>										
<b>Total Receiving Prison</b>	347	2	4	4	23	110	5	29	37	133
Prison	334	2	4	4	21	107	2	28	37	129
Prison/Community Split	13	0	0	0	2	3	3	1	0	4
<b>Prison Term Ordered</b>										
Up to 12 Months	73	0	3	1	10	8	2	4	28	17
13-24 Months	62	0	1	2	7	10	1	10	3	28
25-36 Months	43	0	0	1	2	8	1	4	2	25
37-60 Months	61	0	0	0	3	27	0	4	1	26
Over 60 Months	104	2	0	0	1	55	0	7	3	36
Mean Sentence	58.1	-	7.8	17.3	18.2	82.7	11.8	48.9	13.8	62.6
Median Sentence	36.0	-	5.6	15.0	14.0	63.0	9.0	30.0	4.0	36.0
CASES INVOLVING										
PROBATION										
Total Receiving Probation	107	0	19	7	9	10	3	10	0	49
Probation Only	64	0	17	5	4	6	3	5	0	24
Probation and Confinement	43	0	2	2	5	4	0	5	0	25
CASES INVOLVING FINES AND RESTITUTION <sup>7</sup> Total Receiving Fines and										
Restitution	162	1	18	11	21	7	8	9	0	87
Median Dollar Amount	\$7,255	-	\$10,205	\$10,788	\$11,906	\$1,000	\$1,697	\$3,000	-	\$10,681

Footnotes and a complete description of all variables in this table are provided in Appendix A. SOURCE: U.S. Sentencing Commission, 2008 Datafile, USSCFY08.