Fiscal Year 2009 Guideline Sentences

Average Age ³	Mean	Median
TOTAL	36.4	33.0
Male	35.8	32.0
Female	38.9	39.0
Mode of Conviction ⁴		
TOTAL	440	100.0%
Plea	426	96.8%

Gender Race and Ethnicity¹

Gender, Kac	e, and Eth	menty					
	TOTAL		Ma	ale	Female		
TOTAL	439	100.0%	351	80.0%	88	20.0%	
White	126	28.7%	98	77.8%	28	22.2%	
Black	240	54.7%	182	75.8%	58	24.2%	
Hispanic	63	14.4%	62	98.4%	1	1.6%	
Other	10	2.3%	9	90.0%	1	10.0%	

Doporturo Status²

Departure Status ²		
TOTAL	439	100.0%
Sentenced Within Guideline Range	299	68.1%
Upward Departure from Guideline Range	4	0.9%
Upward Departure with Booker /18 U.S.C. § 3553	4	0.9%
Above Guideline Range with Booker/18 U.S.C. § 3553	8	1.8%
All Remaining Cases Above Guideline Range	1	0.2%
§5K1.1 Substantial Assistance Departure	54	12.3%
§5K3.1 Early Disposition Program Departure	0	0.0%
Other Government-Sponsored Below Guideline Range	19	4.3%
Downward Departure from Guideline Range	16	3.6%
Downward Departure with Booker/18 U.S.C. § 3553	1	0.2%
Below Guideline Range with Booker /18 U.S.C. § 3553	28	6.4%
All Remaining Cases Below Guideline Range	5	1.19

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

	<u>TOTAL</u> 440	Robbery	Larceny	Embezlmnt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratn	All Other
		5	24	1	78	154	1	49	48	80
CASES INVOLVING PRISON	6									
Total Receiving Prison	344	4	8	0	39	153	1	47	47	45
Prison	331	4	8	0	33	153	1	46	47	39
Prison/Community Split	13	0	0	0	6	0	0	1	0	6
Prison Term Ordered										
Up to 12 Months	62	0	2	0	14	2	0	3	27	14
13-24 Months	54	0	3	0	14	11	1	3	9	13
25-36 Months	24	0	0	0	2	12	0	5	2	3
37-60 Months	62	1	3	0	4	28	0	9	8	9
Over 60 Months	141	3	0	0	5	100	0	27	0	6
Mean Sentence	73.0	141.5	25.4	-	31.9	105.3	-	102.1	16.1	29.9
Median Sentence	48.0	135.5	18.0	-	15.0	80.0	-	72.0	8.0	21.0
CASES INVOLVING PROBATION										
Total Receiving Probation	96	1	16	1	39	1	0	2	1	35
Probation Only	63	1	10	1	23	0	0	2 0		23
Probation and Confinement	33	0	2	0	16	1	0	2	0	12
CASES INVOLVING FINES										
AND RESTITUTION ⁷										
Total Receiving Fines and Restitution	153	А	24	1	69	8	0	7	1	39
		4 \$2,221		1					1	• /
Median Dollar Amount	\$10,064	\$3,221	\$15,808	-	\$13,713	\$5,000	-	\$9,821	-	\$9,033

Footnotes and a complete description of all variables in this table are provided in Appendix A. SOURCE: U.S. Sentencing Commission, 2009 Datafile, USSCFY09.