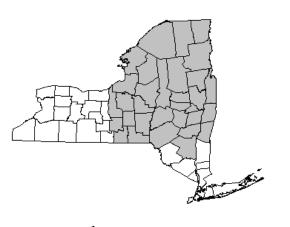
## **Fiscal Year 2009 Guideline Sentences**

## NEW YORK, Northern



Average Age <sup>3</sup>	Mean	Median
TOTAL	35.2	33.0
Male	35.0	33.0
Female	36.8	35.0
Mode of Conviction <sup>4</sup>		
TOTAL	547	100.0%
Plea	525	96.0%
Trial	22	4.0%

	TOTAL		Ma	ile	Female		
TOTAL	450	100.0%	408	90.7%	42	9.3%	
White	211	46.9%	186	88.2%	25	11.8%	
Black	94	20.9%	89	94.7%	5	5.3%	
Hispanic	129	28.7%	120	93.0%	9	7.0%	
Other	16	3.6%	13	81.3%	3	18.8%	

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

Departure Status <sup>2</sup>		
TOTAL	501	100.0%
Sentenced Within Guideline Range	318	63.5%
Upward Departure from Guideline Range	0	0.0%
Upward Departure with Booker/18 U.S.C. § 3553	0	0.0%
Above Guideline Range with Booker/18 U.S.C. § 3553	1	0.2%
All Remaining Cases Above Guideline Range	0	0.0%
§5K1.1 Substantial Assistance Departure	79	15.8%
§5K3.1 Early Disposition Program Departure	0	0.0%
Other Government-Sponsored Below Guideline Range	11	2.2%
Downward Departure from Guideline Range	17	3.4%
Downward Departure with Booker /18 U.S.C. § 3553	6	1.2%
Below Guideline Range with Booker/18 U.S.C. § 3553	66	13.2%
All Remaining Cases Below Guideline Range	3	0.6%

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

	TOTAL Robb	Robbery Laro	Larceny	ny Embezlmnt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratn	All Other
	547	2	6	4	49	139	0	31	156	160
CASES INVOLVING PRISON	6									
<b>Total Receiving Prison</b>	448	2	1	2	33	136	0	25	153	96
Prison	435	2	1	2	32	129	0	23	152	94
Prison/Community Split	13	0	0	0	1	7	0	2	1	2
Prison Term Ordered										
Up to 12 Months	184	0	1	2	11	27	0	4	121	18
13-24 Months	56	0	0	0	8	18	0	3	12	15
25-36 Months	27	0	0	0	3	10	0	4	2	8
37-60 Months	57	1	0	0	7	24	0	6	5	14
Over 60 Months	107	1	0	0	2	56	0	8	2	38
Mean Sentence	51.0	-	-	-	26.1	71.1	-	58.8	7.5	94.5
Median Sentence	18.0	-	-	-	21.0	46.0	-	46.0	3.0	54.0
CASES INVOLVING PROBATION										
<b>Total Receiving Probation</b>	55	0	5	2	16	3	0	6	1	22
Probation Only	36	0	2	2	10	1	0	5	0	16
Probation and Confinement	19	0	3	0	6	2	0	1	1	6
CASES INVOLVING FINES AND RESTITUTION <sup>7</sup> Total Receiving Fines and										
Restitution	131	1	4	4	34	10	0	1	11	66
Median Dollar Amount	\$2,500	-	\$23,440	\$7,276	\$74,149	\$8,750	-	-	\$1,000	\$1,000

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