# Fiscal Year 2010 Guideline Sentences                    DELAWARE

### Gender, Race, and Ethnicity[1]

|  | TOTAL | | Male | | Female | |
|---|---|---|---|---|---|---|
| TOTAL | 130 | 100.0% | 122 | 93.8% | 8 | 6.2% |
| White | 37 | 28.5% | 33 | 89.2% | 4 | 10.8% |
| Black | 66 | 50.8% | 65 | 98.5% | 1 | 1.5% |
| Hispanic | 25 | 19.2% | 22 | 88.0% | 3 | 12.0% |
| Other | 2 | 1.5% | 2 | 100.0% | 0 | 0.0% |

### Departure Status[2]

|  | | |
|---|---|---|
| TOTAL | 131 | 100.0% |
| Sentenced Within Guideline Range | 42 | 32.1% |
| 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 | 6 | 4.6% |
| All Remaining Cases Above Guideline Range | 0 | 0.0% |
| §5K1.1 Substantial Assistance Departure | 24 | 18.3% |
| §5K3.1 Early Disposition Program Departure | 0 | 0.0% |
| Other Government-Sponsored Below Guideline Range | 1 | 0.8% |
| Downward Departure from Guideline Range | 1 | 0.8% |
| Downward Departure with *Booker*/18 U.S.C. § 3553 | 1 | 0.8% |
| Below Guideline Range with *Booker*/18 U.S.C. § 3553 | 52 | 39.7% |
| All Remaining Cases Below Guideline Range | 4 | 3.1% |

### Average Age[3]

|  | Mean | Median |
|---|---|---|
| TOTAL | 36.8 | 35.0 |
| Male | 36.4 | 35.0 |
| Female | 43.3 | 43.5 |

### Mode of Conviction[4]

|  | | |
|---|---|---|
| TOTAL | 131 | 100.0% |
| Plea | 120 | 91.6% |
| Trial | 11 | 8.4% |

## SENTENCING INFORMATION BY PRIMARY OFFENSE[5]

|  | TOTAL | Robbery | Larceny | Embezlmnt | Fraud | Drug Trafck | Counterftng | Firearms | Immigratn | All Other |
|---|---|---|---|---|---|---|---|---|---|---|
|  | 131 | 0 | 1 | 1 | 22 | 36 | 1 | 35 | 16 | 19 |
| **CASES INVOLVING PRISON[6]** | | | | | | | | | | |
| Total Receiving Prison | 118 | 0 | 0 | 0 | 20 | 35 | 0 | 34 | 14 | 15 |
| Prison | 116 | 0 | 0 | 0 | 20 | 35 | 0 | 33 | 14 | 14 |
| Prison/Community Split | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 1 |
| **Prison Term Ordered** | | | | | | | | | | |
| Up to 12 Months | 16 | 0 | 0 | 0 | 2 | 1 | 0 | 2 | 8 | 3 |
| 13-24 Months | 26 | 0 | 0 | 0 | 7 | 3 | 0 | 10 | 3 | 3 |
| 25-36 Months | 17 | 0 | 0 | 0 | 5 | 3 | 0 | 6 | 0 | 3 |
| 37-60 Months | 17 | 0 | 0 | 0 | 3 | 6 | 0 | 4 | 1 | 3 |
| Over 60 Months | 38 | 0 | 0 | 0 | 3 | 21 | 0 | 9 | 2 | 3 |
| Mean Sentence | 58.7 | - | - | - | 36.7 | 82.4 | - | 54.5 | 21.9 | 77.7 |
| Median Sentence | 36.0 | - | - | - | 26.9 | 78.0 | - | 33.0 | 12.0 | 30.0 |
| **CASES INVOLVING PROBATION** | | | | | | | | | | |
| Total Receiving Probation | 11 | 0 | 1 | 1 | 2 | 1 | 1 | 1 | 2 | 2 |
| Probation Only | 10 | 0 | 0 | 1 | 2 | 1 | 1 | 1 | 2 | 2 |
| Probation and Confinement | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| **CASES INVOLVING FINES AND RESTITUTION[7]** | | | | | | | | | | |
| Total Receiving Fines and Restitution | 25 | 0 | 1 | 1 | 18 | 0 | 0 | 1 | 0 | 4 |
| Median Dollar Amount | $146,216 | - | - | - | $310,272 | - | - | - | - | $694 |

Footnotes and a complete description of all variables in this table are provided in Appendix A.
SOURCE: U.S. Sentencing Commission, 2010 Datafile, USSCFY10.