## **Fiscal Year 2010 Guideline Sentences**

Average Age <sup>3</sup>	Mean	Median	
TOTAL	36.6	34.0	
Male	36.2	34.0	
Female	38.5	37.5	
Mode of Conviction <sup>4</sup>			
TOTAL	242	100.0%	
Plea	234	96.7%	
Trial	8	3.3%	

## Doos and Ethnicity<sup>1</sup>

	TOTAL		Ma	ale	Female		
TOTAL	242	100.0%	204	84.3%	38	15.7%	
White	133	55.0%	103	77.4%	30	22.6%	
Black	98	40.5%	90	91.8%	8	8.2%	
Hispanic	10	4.1%	10	100.0%	0	0.0%	
Other	1	0.4%	1	100.0%	0	0.0%	
Departure St TOTAL	tatus <sup>2</sup>				242	100.0%	
Sentenced Wit	128	52.9%					
Upward Depar	2	0.8%					
Upward Depar	0	0.0%					
Above Guideline Range with Booker /18 U.S.C. § 3553						0.4%	
All Remaining Cases Above Guideline Range						0.0%	
§5K1.1 Substantial Assistance Departure						10.7%	
§5K3.1 Early Disposition Program Departure						0.0%	
Other Government-Sponsored Below Guideline Range						0.0%	
Other Governi	Downward Departure from Guideline Range						
	eparture from	n Guideline Ran	ge		1	0.4%	
Downward De	-	n Guideline Ran h <i>Booker</i> /18 U.S	_		1 0		
Downward De Downward De	eparture wit		.C. § 3553	3	-	0.4% 0.0% 34.7%	

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

	TOTAL	Robbery	Larceny	Embezlmnt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratn	All Other
	242	0	7	3	20	115	1	37	3	56
CASES INVOLVING PRISON <sup>6</sup>										
<b>Total Receiving Prison</b>	216	0	3	1	14	112	0	32	3	51
Prison	210	0	3	0	14	111	0	29	3	50
Prison/Community Split	6	0	0	1	0	1	0	3	0	1
Prison Term Ordered										
Up to 12 Months	21	0	0	1	1	3	0	3	2	11
13-24 Months	50	0	2	0	10	19	0	5	0	14
25-36 Months	28	0	1	0	1	11	0	7	1	7
37-60 Months	53	0	0	0	1	33	0	8	0	11
Over 60 Months	64	0	0	0	1	46	0	9	0	8
Mean Sentence	62.6	-	19.0	-	23.6	75.0	-	73.4	14.8	45.7
Median Sentence	40.0	-	18.0	-	24.0	57.0	-	38.5	12.0	27.0
CASES INVOLVING										
PROBATION										
<b>Total Receiving Probation</b>	26	0	4	2	6	3	1	5	0	
Probation Only	9	0	0	1	1	1	1	3	0	2
Probation and Confinement	17	0	4	1	5	2	0	2	0	3
CASES INVOLVING FINES										
AND RESTITUTION <sup>7</sup>										
Total Receiving Fines and										
Restitution	75	0	7	3	18	9	1	8	0	29
Median Dollar Amount	\$16,524	-	\$14,036	\$36,261	\$29,217	\$2,000	-	\$1,250	-	\$42,518

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

# WEST VIRGINIA, Southern