## **Fiscal Year 2011 Guideline Sentences**

Average Age <sup>3</sup>	Mean	Median		
TOTAL	36	34		
Male	37	35		
Female	35	33		
Mode of Conviction <sup>4</sup>				
TOTAL	435	100.0%		
Plea	416	95.6%		
Trial	19	4.4%		

TOTAL	TOTAL		Ma	ale	Female		
	362	100.0%	296	81.8%	66	18.2%	
White	165	45.6%	128	77.6%	37	22.4%	
Black	138	38.1%	112	81.2%	26	18.8%	
Hispanic	54	14.9%	51	94.4%	3	5.6%	
Other	5	1.4%	5	100.0%	0	0.0%	
Departure S	tatus <sup>2</sup>						
TOTAL					121	100.00/	

### TOTAL 100.0% 431 Sentenced Within Guideline Range 219 50.8% Upward Departure from Guideline Range 3 0.7% 0 Upward Departure with Booker /18 U.S.C. § 3553 0.0% Above Guideline Range with Booker/18 U.S.C. § 3553 1 0.2% All Remaining Cases Above Guideline Range 1 0.2% §5K1.1 Substantial Assistance Departure 98 22.7% §5K3.1 Early Disposition Program Departure 0 0.0% Other Government-Sponsored Below Guideline Range 45 10.4% Downward Departure from Guideline Range 13 3.0% Downward Departure with Booker/18 U.S.C. § 3553 3 0.7% Below Guideline Range with Booker/18 U.S.C. § 3553 47 10.9% All Remaining Cases Below Guideline Range 1 0.2%

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

SENTENCING INFORMA				Larceny	Embezlmnt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratn	All Other
	435	2	50	3	60	167	18	29	24	82	
CASES INVOLVING PRISON <sup>6</sup>	i										
<b>Total Receiving Prison</b>	309	2	4	2	46	152	14	29	24	36	
Prison	294	2	4	1	37	151	12	28	24	35	
Prison/Community Split	15	0	0	1	9	1	2	1	0	1	
Prison Term Ordered											
Up to 12 Months	40	0	4	1	10	3	2	3	11	6	
13-24 Months	59	1	0	0	11	24	4	7	6	6	
25-36 Months	27	0	0	1	6	10	3	3	1	3	
37-60 Months	65	1	0	0	9	41	3	3	4	4	
Over 60 Months	106	0	0	0	б	71	2	12	0	15	
Mean Sentence	65	-	6	-	28	81	35	84	19	77	
Median Sentence	46	-	6	-	24	60	30	43	11	44	
CASES INVOLVING PROBATION											
<b>Total Receiving Probation</b>	62	0	8	1	12	15	4	0	0	22	
Probation Only	37	0	5	1	5	8	1	0	0	17	
Probation and Confinement	25	0	3	0	7	7	3	0	0	5	
CASES INVOLVING FINES AND RESTITUTION <sup>7</sup> Total Receiving Fines and											
Restitution	173	2	48	3	47	3	17	4	0	49	
Median Dollar Amount	\$1,000	-	\$250	\$40,850	\$40,629	-	\$21,496	-	-	\$500	

Footnotes and a complete description of all variables in this table are provided in Appendix A. SOURCE: U.S. Sentencing Commission, 2011 Datafile, USSCFY11.

# **KENTUCKY**, Western