Fiscal Year 2012 Guideline Sentences

Average Age ³	Mean	Median
TOTAL	37	37
Male	37	37
Female	36	36
Mode of Conviction ⁴		
TOTAL	211	100.0%
Plea	194	91.9%
Trial	17	8.1%

White 63 30.0% 45 71.4% 18 28.6 Black 109 51.9% 75 68.8% 34 31.2 Hispanic 38 18.1% 33 86.8% 5 13.2 Other 0 0.0% 0 $ 0$ Departure Status ² Z10 100.0 Sentenced Within Guideline Range 104 49.5 Upward Departure from Guideline Range 104 49.5 Upward Departure with Booker/18 U.S.C. § 3553 0 0.0 All Remaining Cases Above Guideline Range 0 0.00 $\xi 5K3.1$ Early Disposition Program Departure 57 27.1 $\xi 5K3.1$ Early Disposition Program Departure 4 1.9 Other Government-Sponsored Below Guideline Range 8 3.8 Downward Departure with Booker/18 U.S.C. § 3553 1 0.5 Below Guideline Range with Booker/18 U.S.C. § 3553 27 12.9		то	TOTAL		le	Female	
Black 109 51.9% 75 68.8% 34 31.2 Hispanic 38 18.1% 33 86.8% 5 13.2 Other 0 0.0% 0 - 0 Departure Status ² 210 100.0 Sentenced Within Guideline Range 104 49.5 Upward Departure from Guideline Range 1 0.5 Upward Departure with Booker/18 U.S.C. § 3553 0 0.0 All Remaining Cases Above Guideline Range 0 0.0 §5K3.1 Early Disposition Program Departure 4 1.9 Other Government-Sponsored Below Guideline Range 2 1.0 Downward Departure with Booker/18 U.S.C. § 3553 1 0.5 Below Guideline Range with Booker/18 U.S.C. § 3553 27 1.29	TOTAL	210	100.0%	153	72.9%	57	27.1%
Hispanic 38 18.1% 33 86.8% 5 13.2 Other 0 0.0% 0 $ 0$ Departure Status ² TOTAL 210 100.0 Sentenced Within Guideline Range 104 49.5 Upward Departure from Guideline Range 104 49.5 Upward Departure with Booker/18 U.S.C. § 3553 0 0.0 Above Guideline Range with Booker/18 U.S.C. § 3553 6 2.9 All Remaining Cases Above Guideline Range 0 0.0 $§5K1.1$ Substantial Assistance Departure 57 27.1 $§5K3.1$ Early Disposition Program Departure 4 1.9 Other Government-Sponsored Below Guideline Range 8 3.8 Downward Departure from Guideline Range 2 1.0 Downward Departure with Booker/18 U.S.C. § 3553 1 0.5 Below Guideline Range with Booker/18 U.S.C. § 3553 27 12.9	White	63	30.0%	45	71.4%	18	28.6%
Other00.0%0-0Departure Status²TOTAL210100.0Sentenced Within Guideline Range10449.5Upward Departure from Guideline Range10.5Upward Departure with Booker/18 U.S.C. § 355300.0Above Guideline Range with Booker/18 U.S.C. § 355362.9All Remaining Cases Above Guideline Range00.0§5K1.1 Substantial Assistance Departure5727.1§5K3.1 Early Disposition Program Departure41.9Other Government-Sponsored Below Guideline Range21.0Downward Departure with Booker/18 U.S.C. § 355310.5Below Guideline Range with Booker/18 U.S.C. § 35532712.9	Black	109	51.9%	75	68.8%	34	31.2%
Departure Status²TOTAL210100.0Sentenced Within Guideline Range10449.5Upward Departure from Guideline Range10.5Upward Departure with Booker/18 U.S.C. § 355300.0Above Guideline Range with Booker/18 U.S.C. § 355362.9All Remaining Cases Above Guideline Range00.0§5K1.1 Substantial Assistance Departure5727.1§5K3.1 Early Disposition Program Departure41.9Other Government-Sponsored Below Guideline Range21.0Downward Departure with Booker/18 U.S.C. § 355310.5Below Guideline Range with Booker/18 U.S.C. § 35532712.9	Hispanic	38	18.1%	33	86.8%	5	13.2%
TOTAL210100.0Sentenced Within Guideline Range10449.5Upward Departure from Guideline Range10.5Upward Departure with Booker/18 U.S.C. § 355300.0Above Guideline Range with Booker/18 U.S.C. § 355362.9All Remaining Cases Above Guideline Range00.0§5K1.1 Substantial Assistance Departure5727.1§5K3.1 Early Disposition Program Departure41.9Other Government-Sponsored Below Guideline Range21.0Downward Departure with Booker/18 U.S.C. § 355310.5Below Guideline Range with Booker/18 U.S.C. § 35532712.9	Other	0	0.0%	0	-	0	
Sentenced Within Guideline Range10449.5Upward Departure from Guideline Range10.5Upward Departure with Booker/18 U.S.C. § 355300.0Above Guideline Range with Booker/18 U.S.C. § 355362.9All Remaining Cases Above Guideline Range00.0§5K1.1 Substantial Assistance Departure5727.1§5K3.1 Early Disposition Program Departure41.9Other Government-Sponsored Below Guideline Range83.8Downward Departure from Guideline Range21.0Below Guideline Range with Booker/18 U.S.C. § 355310.5Below Guideline Range with Booker/18 U.S.C. § 35532712.9	Departure S	tatus ²					
Upward Departure from Guideline Range10.5Upward Departure with Booker/18 U.S.C. § 355300.0Above Guideline Range with Booker/18 U.S.C. § 355362.9All Remaining Cases Above Guideline Range00.0§5K1.1 Substantial Assistance Departure5727.1§5K3.1 Early Disposition Program Departure41.9Other Government-Sponsored Below Guideline Range83.8Downward Departure from Guideline Range21.0Downward Departure with Booker/18 U.S.C. § 355310.5Below Guideline Range with Booker/18 U.S.C. § 35532712.9	TOTAL					210	100.0%
Upward Departure with Booker/18 U.S.C. § 35530Above Guideline Range with Booker/18 U.S.C. § 35536All Remaining Cases Above Guideline Range0\$5K1.1 Substantial Assistance Departure57\$5K3.1 Early Disposition Program Departure41.90ther Government-Sponsored Below Guideline RangeDownward Departure from Guideline Range21.01.0Downward Departure with Booker/18 U.S.C. § 355310.58Below Guideline Range with Booker/18 U.S.C. § 35532712.9	Sentenced Wi	104	49.5%				
Above Guideline Range with Booker/18 U.S.C. § 355362.9All Remaining Cases Above Guideline Range00.0§5K1.1 Substantial Assistance Departure5727.1§5K3.1 Early Disposition Program Departure41.9Other Government-Sponsored Below Guideline Range83.8Downward Departure from Guideline Range21.0Downward Departure with Booker/18 U.S.C. § 355310.5Below Guideline Range with Booker/18 U.S.C. § 35532712.9	Upward Depa	1	0.5%				
All Remaining Cases Above Guideline Range00.0§5K1.1 Substantial Assistance Departure5727.1§5K3.1 Early Disposition Program Departure41.9Other Government-Sponsored Below Guideline Range83.8Downward Departure from Guideline Range21.0Downward Departure with Booker/18 U.S.C. § 355310.5Below Guideline Range with Booker/18 U.S.C. § 35532712.9	Upward Depa	0	0.0%				
§5K1.1 Substantial Assistance Departure5727.1§5K3.1 Early Disposition Program Departure41.9Other Government-Sponsored Below Guideline Range83.8Downward Departure from Guideline Range21.0Downward Departure with Booker/18 U.S.C. § 355310.5Below Guideline Range with Booker/18 U.S.C. § 35532712.9	Above Guidel	6	2.9%				
§5K3.1 Early Disposition Program Departure41.9Other Government-Sponsored Below Guideline Range83.8Downward Departure from Guideline Range21.0Downward Departure with Booker/18 U.S.C. § 355310.5Below Guideline Range with Booker/18 U.S.C. § 35532712.9	All Remaining	0	0.0%				
Other Government-Sponsored Below Guideline Range83.8Downward Departure from Guideline Range21.0Downward Departure with Booker/18 U.S.C. § 355310.5Below Guideline Range with Booker/18 U.S.C. § 35532712.9	§5K1.1 Subst	antial Assist	ance Departure			57	27.1%
Downward Departure from Guideline Range21.0Downward Departure with Booker/18 U.S.C. § 355310.5Below Guideline Range with Booker/18 U.S.C. § 35532712.9	§5K3.1 Early	4	1.9%				
Downward Departure with Booker /18 U.S.C. § 355310.5Below Guideline Range with Booker /18 U.S.C. § 35532712.9	Other Govern	8	3.8%				
Below Guideline Range with <i>Booker</i> /18 U.S.C. § 3553 27 12.9	Downward De	2	1.0%				
-	Downward De	1	0.5%				
All Remaining Cases Below Guideline Range 0 0.0	Below Guideline Range with Booker/18 U.S.C. § 3553						12.9%
	All Remaining	g Cases Belo	w Guideline Ran	ige		0	0.0%

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

	TOTAL	Robbery	Larceny	Embezlmnt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratn	All Other
	211	3	11	3	40	39	7	29	23	56
CASES INVOLVING PRISON ⁶										
Total Receiving Prison	167	2	2	0	31	39	4	27	23	39
Prison	151	2	1	0	23	39	4	27	23	32
Prison/Community Split	16	0	1	0	8	0	0	0	0	7
Prison Term Ordered										
Up to 12 Months	40	0	1	0	10	0	1	2	18	8
13-24 Months	26	0	1	0	4	2	1	4	1	13
25-36 Months	14	0	0	0	3	2	1	4	0	4
37-60 Months	28	0	0	0	3	9	0	7	4	5
Over 60 Months	59	2	0	0	11	26	1	10	0	9
Mean Sentence	66	-	-	-	60	88	37	133	13	41
Median Sentence	37	-	-	-	28	72	24	51	5	21
CASES INVOLVING										
PROBATION										
Total Receiving Probation	44	1	9	3	9	0	3	2	0	17
Probation Only	32	1	4	3	6	0	2	2	0	14
Probation and Confinement	12	0	5	0	3	0	1	0	0	3
CASES INVOLVING FINES										
AND RESTITUTION ⁷										
Total Receiving Fines and										
Restitution	98	3	9	3	37	4	5	1	0	
Median Dollar Amount	\$9,783	\$6,940	\$26,733	\$656	\$52,243	\$6,406	\$1,200	-	-	\$4,908

Footnotes and a complete description of all variables in this table are provided in Appendix A. SOURCE: U.S. Sentencing Commission, 2012 Datafile, USSCFY12.

ALABAMA, Middle