Fiscal Year 2012 Guideline Sentences

NEW YORK, Western

2

0.3%



Average Age ³	Mean	Median	
TOTAL	37	35	
Male	37	35	
Female	38	36	
Mode of Conviction ⁴			
TOTAL	665	100.0%	
Plea	652	98.0%	
Trial	13	2.0%	

	TOTAL		Ma	le	Female		
TOTAL	622	100.0%	530	85.2%	92	14.8%	
White	230	37.0%	195	84.8%	35	15.2%	
Black	228	36.7%	187	82.0%	41	18.0%	
Hispanic	141	22.7%	132	93.6%	9	6.4%	
Other	23	3.7%	16	69.6%	7	30.4%	
Departure S	tatus ²						
TOTAL					664	100.0%	
Sentenced Within Guideline Range						47.7%	
Upward Depa	4	0.6%					
Upward Departure with Booker /18 U.S.C. § 3553						0.2%	
Above Guideline Range with Booker/18 U.S.C. § 3553						0.5%	
All Remaining Cases Above Guideline Range						0.0%	
§5K1.1 Substantial Assistance Departure						26.7%	
\$5K3.1 Early Disposition Program Departure						0.0%	
Other Government-Sponsored Below Guideline Range						4.7%	
Downward Departure from Guideline Range						1.2%	
Downward Departure with Booker/18 U.S.C. § 3553						0.2%	
Below Guideline Range with <i>Booker</i> /18 U.S.C. § 3553						18.1%	

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

SEINTEINCHING HINFUKIMA			Drug Trafck	rafck Counterftng	Firearms	Immigratn	All Other			
	665	3	20	4	87	221	3	68	130	129
CASES INVOLVING PRISON	6									
Total Receiving Prison	534	2	2	0	57	183	2	67	129	92
Prison	514	1	2	0	50	175	2	66	128	90
Prison/Community Split	20	1	0	0	7	8	0	1	1	2
Prison Term Ordered										
Up to 12 Months	133	1	0	0	26	11	0	3	82	10
13-24 Months	87	0	2	0	13	34	2	6	6	24
25-36 Months	55	1	0	0	3	31	0	8	3	9
37-60 Months	79	0	0	0	3	39	0	15	5	17
Over 60 Months	127	0	0	0	3	61	0	34	0	29
Mean Sentence	53	-	-	-	17	68	-	77	9	76
Median Sentence	30	-	-	-	11	41	-	61	5	48
CASES INVOLVING										
PROBATION										
Total Receiving Probation	123	1	16	4	26	38	1	1	1	35
Probation Only	97	1	14	3	20	26	1	1	1	30
Probation and Confinement	26	0	2	1	6	12	0	0	0	5
CASES INVOLVING FINES AND RESTITUTION ⁷ Total Receiving Fines and										
Restitution	239	3	19	3	59	74	2	30	6	43
Median Dollar Amount	\$2,000	\$8,620	\$15,592	\$69,895	\$24,500	\$1,000	-	\$537	\$500	\$1,757

All Remaining Cases Below Guideline Range

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