## **Fiscal Year 2012 Guideline Sentences**

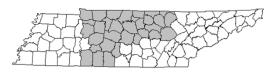
## **TENNESSEE**, Middle

63

0

19.9%

0.0%



Average Age <sup>3</sup>	Mean	Median
TOTAL	35	33
Male	35	32
Female	38	35
Mode of Conviction <sup>4</sup>		
TOTAL	332	100.0%
Plea	317	95.5%
Trial	15	4.5%

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White 126 40.0% 108 85.7% 18 14.39   Black 142 45.1% 136 95.8% 6 4.29   Hispanic 42 13.3% 41 97.6% 1 2.49   Other 5 1.6% 4 80.0% 1 20.09   Departure Status <sup>2</sup> TOTAL 316 100.09   Sentenced Within Guideline Range 111 35.19   Upward Departure from Guideline Range 4 1.39   Upward Departure with Booker/18 U.S.C. § 3553 1 0.39   Above Guideline Range with Booker/18 U.S.C. § 3553 10 3.29   All Remaining Cases Above Guideline Range 1 0.39   §5K1.1 Substantial Assistance Departure 59 18.79   §5K3.1 Early Disposition Program Departure 0 0.09   Other Government-Sponsored Below Guideline Range 59 18.79   Downward Departure from Guideline Range 4 1.39		TO	TOTAL		lle	Female	
Black 142 45.1% 136 95.8% 6 4.29   Hispanic 42 13.3% 41 97.6% 1 2.49   Other 5 1.6% 4 80.0% 1 20.09   Departure Status <sup>2</sup> 4 80.0% 1 20.09   Departure Status <sup>2</sup> 316 100.09 100.09   Sentenced Within Guideline Range 111 35.19   Upward Departure from Guideline Range 111 35.19   Upward Departure with Booker/18 U.S.C. § 3553 1 0.39   Above Guideline Range with Booker/18 U.S.C. § 3553 10 3.29   All Remaining Cases Above Guideline Range 1 0.39   §5K1.1 Substantial Assistance Departure 59 18.79   §5K3.1 Early Disposition Program Departure 0 0.09   Other Government-Sponsored Below Guideline Range 59 18.79   Downward Departure from Guideline Range 4 1.39	TOTAL	315	100.0%	289	91.7%	26	8.3%
Hispanic4213.3%4197.6%12.49Other51.6%480.0%120.09Departure Status²TOTAL316100.0%Sentenced Within Guideline Range11135.19Upward Departure from Guideline Range41.39Upward Departure with Booker/18 U.S.C. § 355310.39Above Guideline Range with Booker/18 U.S.C. § 3553103.29All Remaining Cases Above Guideline Range10.39§5K1.1 Substantial Assistance Departure5918.79§5K3.1 Early Disposition Program Departure00.09Other Government-Sponsored Below Guideline Range41.39Downward Departure from Guideline Range41.39	White	126	40.0%	108	85.7%	18	14.3%
Other51.6%480.0%120.09Departure Status²TOTAL316100.09Sentenced Within Guideline Range11135.19Upward Departure from Guideline Range41.39Upward Departure with Booker/18 U.S.C. § 355310.39Above Guideline Range with Booker/18 U.S.C. § 3553103.29All Remaining Cases Above Guideline Range10.39§5K1.1 Substantial Assistance Departure5918.79§5K3.1 Early Disposition Program Departure00.09Other Government-Sponsored Below Guideline Range41.39	Black	142	45.1%	136	95.8%	6	4.2%
Departure Status²TOTAL316100.0%Sentenced Within Guideline Range11135.1%Upward Departure from Guideline Range41.3%Upward Departure with Booker/18 U.S.C. § 355310.3%Above Guideline Range with Booker/18 U.S.C. § 3553103.2%All Remaining Cases Above Guideline Range10.3%§5K1.1 Substantial Assistance Departure5918.7%§5K3.1 Early Disposition Program Departure00.0%Other Government-Sponsored Below Guideline Range41.3%	Hispanic	42	13.3%	41	97.6%	1	2.4%
TOTAL316100.09Sentenced Within Guideline Range11135.19Upward Departure from Guideline Range41.39Upward Departure with Booker/18 U.S.C. § 355310.39Above Guideline Range with Booker/18 U.S.C. § 3553103.29All Remaining Cases Above Guideline Range10.39§5K1.1 Substantial Assistance Departure5918.79§5K3.1 Early Disposition Program Departure00.09Other Government-Sponsored Below Guideline Range41.39	Other	5	1.6%	4	80.0%	1	20.0%
Sentenced Within Guideline Range11135.19Upward Departure from Guideline Range41.39Upward Departure with Booker/18 U.S.C. § 355310.39Above Guideline Range with Booker/18 U.S.C. § 3553103.29All Remaining Cases Above Guideline Range10.39§5K1.1 Substantial Assistance Departure5918.79§5K3.1 Early Disposition Program Departure00.09Other Government-Sponsored Below Guideline Range41.39	Departure S	tatus <sup>2</sup>					
Upward Departure from Guideline Range41.39Upward Departure with Booker/18 U.S.C. § 355310.39Above Guideline Range with Booker/18 U.S.C. § 3553103.29All Remaining Cases Above Guideline Range10.39§5K1.1 Substantial Assistance Departure5918.79§5K3.1 Early Disposition Program Departure00009Other Government-Sponsored Below Guideline Range5918.79Downward Departure from Guideline Range41.39	TOTAL					316	100.0%
Upward Departure with Booker/18 U.S.C. § 355310.39Above Guideline Range with Booker/18 U.S.C. § 3553103.29All Remaining Cases Above Guideline Range10.39§5K1.1 Substantial Assistance Departure5918.79§5K3.1 Early Disposition Program Departure00.09Other Government-Sponsored Below Guideline Range5918.79Downward Departure from Guideline Range41.39	Sentenced Wi	111	35.1%				
Above Guideline Range with Booker /18 U.S.C. § 3553103.29All Remaining Cases Above Guideline Range10.39§5K1.1 Substantial Assistance Departure5918.79§5K3.1 Early Disposition Program Departure00.09Other Government-Sponsored Below Guideline Range5918.79Downward Departure from Guideline Range41.39	Upward Depa	4	1.3%				
All Remaining Cases Above Guideline Range10.39§5K1.1 Substantial Assistance Departure5918.79§5K3.1 Early Disposition Program Departure00.09Other Government-Sponsored Below Guideline Range5918.79Downward Departure from Guideline Range41.39	Upward Departure with Booker/18 U.S.C. § 3553						0.3%
§5K1.1 Substantial Assistance Departure5918.79§5K3.1 Early Disposition Program Departure00.09Other Government-Sponsored Below Guideline Range5918.79Downward Departure from Guideline Range41.39	Above Guideline Range with <i>Booker</i> /18 U.S.C. § 3553						3.2%
§5K3.1 Early Disposition Program Departure00.09Other Government-Sponsored Below Guideline Range5918.79Downward Departure from Guideline Range41.39	All Remaining Cases Above Guideline Range						0.3%
Other Government-Sponsored Below Guideline Range5918.79Downward Departure from Guideline Range41.39	§5K1.1 Substantial Assistance Departure						18.7%
Downward Departure from Guideline Range41.39	\$5K3.1 Early Disposition Program Departure						0.0%
	Other Govern	59	18.7%				
Downward Departure with <i>Booker</i> /18 U.S.C. § 3553 4 1.39	Downward Departure from Guideline Range						1.3%
	Downward Departure with Booker/18 U.S.C. § 3553						1.3%

Below Guideline Range with Booker/18 U.S.C. § 3553

All Remaining Cases Below Guideline Range

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

	TOTAL	Robbery	Larceny	Embezlmnt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratn	All Other
	332	23	4	1	24	96	7	77	18	82
CASES INVOLVING PRISON <sup>6</sup>										
<b>Total Receiving Prison</b>	300	22	0	1	19	90	6	71	18	73
Prison	274	20	0	1	17	76	6	68	17	69
Prison/Community Split	26	2	0	0	2	14	0	3	1	4
Prison Term Ordered										
Up to 12 Months	26	1	0	0	3	3	1	0	3	15
13-24 Months	40	2	0	1	3	14	3	4	4	9
25-36 Months	35	5	0	0	4	10	1	8	3	4
37-60 Months	58	5	0	0	6	19	0	14	6	8
Over 60 Months	137	8	0	0	2	42	1	45	2	37
Mean Sentence	95	73	-	-	37	90	33	140	36	100
Median Sentence	60	57	-	-	35	60	18	80	29	70
CASES INVOLVING										
PROBATION										
<b>Total Receiving Probation</b>	30	1	3	0	5	6	1	6	0	8
Probation Only	13	0	0	0	3	3	0	2	0	5
Probation and Confinement	17	1	3	0	2	3	1	4	0	3
CASES INVOLVING FINES										
AND RESTITUTION <sup>7</sup>										
Total Receiving Fines and										
Restitution	88	18	4	1	21	5	2	6	0	31
Median Dollar Amount	\$4,000	\$3,613	\$44,011	-	\$30,058	\$2,459	-	\$2,247	-	\$1,100

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