Fiscal Year 2013 Guideline Sentences

NORTH DAKOTA

2

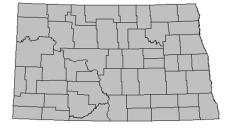
40

2

0.6%

12.2%

0.6%



| Average Age ³ | Mean | Median | | |
|---------------------------------|------|--------|--|--|
| TOTAL | 34 | 31 | | |
| Male | 34 | 32 | | |
| Female | 35 | 30 | | |
| Mode of Conviction ⁴ | | | | |
| TOTAL | 327 | 100.0% | | |
| Plea | 319 | 97.6% | | |
| Trial | 8 | 2.4% | | |

| | то | TOTAL | | ıle | Female | | |
|---|-----|--------|-----|--------|--------|-------|--|
| TOTAL | 325 | 100.0% | 286 | 88.0% | 39 | 12.0% | |
| White | 117 | 36.0% | 98 | 83.8% | 19 | 16.2% | |
| Black | 11 | 3.4% | 11 | 100.0% | 0 | 0.0% | |
| Hispanic | 115 | 35.4% | 109 | 94.8% | 6 | 5.2% | |
| Other | 82 | 25.2% | 68 | 82.9% | 14 | 17.1% | |
| Sentenced Within Guideline Range | | | | | | 48.6% | |
| _ | | | | | | 40.0% | |
| Upward Departure from Guideline Range | | | | | | 0.0% | |
| Upward Departure with <i>Booker</i> /18 U.S.C. § 3553 Above Guideline Range with <i>Booker</i> /18 U.S.C. § 3553 | | | | | | 0.6% | |
| | | | | | | 0.3% | |
| All Remaining Cases Above Guideline Range | | | | | | 25.4% | |
| §5K1.1 Substantial Assistance Departure | | | | | | | |
| §5K3.1 Early Disposition Program Departure | | | | | | 4.3% | |
| Other Government-Sponsored Below Guideline Range | | | | | | 4.0% | |
| Downward Departure from Guideline Range | | | | | | 2.8% | |

Downward Departure with Booker/18 U.S.C. § 3553

All Remaining Cases Below Guideline Range

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

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

| | TOTAL | Robbery | Larceny | Embezlmnt | Fraud | Drug Trafck | Counterftng | Firearms | Immigratn | All Other | |
|--|---------|---------|---------|-----------|----------|-------------|-------------|----------|-----------|-----------|----|
| | 327 | 327 | 6 | 6 3 | 2 | 15 | 98 | 4 | 31 | 89 | 79 |
| CASES INVOLVING PRISON ⁶ | | | | | | | | | | | |
| Total Receiving Prison | 308 | 5 | 1 | 0 | 12 | 96 | 4 | 29 | 89 | 72 | |
| Prison | 289 | 4 | 1 | 0 | 11 | 90 | 2 | 27 | 88 | 66 | |
| Prison/Community Split | 19 | 1 | 0 | 0 | 1 | 6 | 2 | 2 | 1 | 6 | |
| Prison Term Ordered | | | | | | | | | | | |
| Up to 12 Months | 107 | 1 | 1 | 0 | 6 | 9 | 3 | 4 | 74 | 9 | |
| 13-24 Months | 48 | 0 | 0 | 0 | 2 | 14 | 0 | 7 | 7 | 18 | |
| 25-36 Months | 29 | 0 | 0 | 0 | 1 | 10 | 0 | 5 | 3 | 10 | |
| 37-60 Months | 41 | 3 | 0 | 0 | 1 | 15 | 0 | 7 | 1 | 14 | |
| Over 60 Months | 77 | 1 | 0 | 0 | 2 | 47 | 0 | 6 | 0 | 21 | |
| Mean Sentence | 51 | 47 | - | - | 33 | 85 | 5 | 59 | 5 | 62 | |
| Median Sentence | 24 | 37 | - | - | 9 | 60 | 5 | 33 | 2 | 36 | |
| CASES INVOLVING PROBATION | | | | | | | | | | | |
| Total Receiving Probation | 19 | 1 | 2 | 2 | 3 | 2 | 0 | 2 | 0 | 7 | |
| Probation Only | 12 | 1 | 2 | 0 | 2 | 0 | 0 | 1 | 0 | 6 | |
| Probation and Confinement | 7 | 0 | 0 | 2 | 1 | 2 | 0 | 1 | 0 | 1 | |
| CASES INVOLVING FINES AND RESTITUTION ⁷ Total Receiving Fines and | | | | | | | | | | | |
| Restitution | 62 | 4 | 2 | 2 | 10 | 3 | 2 | 4 | 0 | 35 | |
| Median Dollar Amount | \$4,711 | \$2,495 | - | - | \$45,471 | - | - | - | - | \$5,000 | |

Footnotes and a complete description of all variables in this table are provided in Appendix A. SOURCE: U.S. Sentencing Commission, 2013 Datafile, USSCFY13.