

Table 60

OFFENSE AND OFFENDER CHARACTERISTICS OF APPEALS DEFENDANTS¹
Fiscal Year 2004

OFFENSE AND DEFENDANT CHARACTERISTICS	APPELLATE COURT CASES ²		DISTRICT COURT CASES ³	
	Number	Percent	Number	Percent
Race of Defendant	4,209	100.0	66,053	100.0
White	1,186	28.2	19,979	30.2
Black	1,306	31.0	15,647	23.7
Hispanic	1,574	37.4	27,696	41.9
Other	143	3.4	2,731	4.1
Gender of Defendant	4,227	100.0	67,363	100.0
Male	3,943	93.3	58,107	86.3
Female	284	6.7	9,256	13.7
Education of Defendant	4,130	100.0	61,631	100.0
Less than High School	1,993	48.3	29,762	48.3
High School Graduate	1,209	29.3	18,374	29.8
Some College	651	15.8	10,101	16.4
College Graduate	277	6.7	3,394	5.5
Citizenship of Defendant	4,178	100.0	65,697	100.0
U.S. Citizen	2,799	67.0	42,198	64.2
Non U.S. Citizen	1,379	33.0	23,499	35.8
Criminal History Category	4,210	100.0	66,223	100.0
Category I	1,375	32.7	31,095	47.0
Category II	442	10.5	7,647	11.5
Category III	732	17.4	10,418	15.7
Category IV	521	12.4	6,482	9.8
Category V	346	8.2	3,803	5.7
Category VI	794	18.9	6,778	10.2
Mandatory Minimum	4,233	100.0	70,068	100.0
No Mandatory Minimum	2,710	64.0	53,447	76.3
Gun Mandatory Minimum	155	3.7	1,429	2.0
Drug Mandatory Minimum	1,258	29.7	14,302	20.4
Gun and Drug Mandatory Minimum	110	2.6	890	1.3

¹Descriptions of variables used in this table are provided in Appendix A.

²Based on 4,608 appeals defendants with sentencing as at least one of the reasons for appeal. These cases were merged with the U.S. Sentencing Commission's Monitoring Datafiles from 1989-2004 (MONFY89, MONFY90, OPAFY91-OPAFY04).

³All guidelines cases sentenced in FY2004. Totals may vary slightly due to the different numbers of missing cases by specific variables.

SOURCE: U.S. Sentencing Commission, 2004 Appeals Datafile, APPFY04.