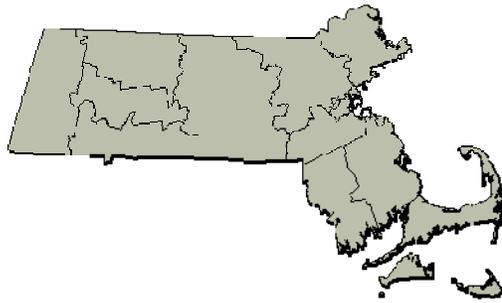


# Pre-Blakely Fiscal Year 2004 Guideline Sentences

# MASSACHUSETTS



## Gender, Race, and Ethnicity<sup>1</sup>

	TOTAL		Male		Female	
	Count	Percentage	Count	Percentage	Count	Percentage
<b>TOTAL</b>	<b>353</b>	<b>100.0%</b>	<b>313</b>	<b>88.7%</b>	<b>40</b>	<b>11.3%</b>
White	167	47.3%	142	85.0%	25	15.0%
Black	85	24.1%	80	94.1%	5	5.9%
Hispanic	91	25.8%	84	92.3%	7	7.7%
Other	10	2.8%	7	70.0%	3	30.0%

## Departure Status<sup>2</sup>

	Count	Percentage
<b>TOTAL</b>	<b>364</b>	<b>100.0%</b>
Sentenced Within Guideline Range	290	79.7%
Substantial Assistance Departure	30	8.2%
Government Sponsored Downward Departure	3	0.8%
Other Downward Departure	38	10.4%
Upward Departure	3	0.8%

## Average Age<sup>3</sup>

	Mean	Median
<b>TOTAL</b>	<b>36.7</b>	<b>34.0</b>
Male	36.6	34.0
Female	37.7	38.0

## Mode of Conviction<sup>4</sup>

	Count	Percentage
<b>TOTAL</b>	<b>371</b>	<b>100.0%</b>
Plea	344	92.7%
Trial	27	7.3%

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

	TOTAL	Robbery	Larceny	Embezzlmt	Fraud	Drug Traffck	Counterftng	Firearms	Immigratr	All Other
	<b>371</b>	<b>10</b>	<b>13</b>	<b>3</b>	<b>51</b>	<b>124</b>	<b>3</b>	<b>44</b>	<b>47</b>	<b>76</b>

### CASES INVOLVING PRISON<sup>6</sup>

<b>Total Receiving Prison</b>	<b>302</b>	<b>10</b>	<b>6</b>	<b>1</b>	<b>33</b>	<b>116</b>	<b>2</b>	<b>41</b>	<b>44</b>	<b>49</b>
Prison	289	10	5	1	30	114	2	41	44	42
Prison/Community Split	13	0	1	0	3	2	0	0	0	7
<b>Prison Term Ordered</b>										
Up to 12 Months	41	1	2	0	9	4	0	0	16	9
13-24 Months	57	0	2	0	12	15	1	6	9	12
25-36 Months	33	0	0	0	7	12	1	3	4	6
37-60 Months	66	2	1	1	5	30	0	7	11	9
Over 60 Months	99	7	1	0	0	55	0	25	2	9
Mean Sentence	64.0	94.2	25.2	60.0	21.7	82.0	21.0	115.6	23.8	39.6
Median Sentence	41.0	85.0	13.5	60.0	18.0	60.0	21.0	90.0	18.0	27.0

### CASES INVOLVING PROBATION

<b>Total Receiving Probation</b>	<b>67</b>	<b>0</b>	<b>7</b>	<b>2</b>	<b>17</b>	<b>7</b>	<b>1</b>	<b>3</b>	<b>3</b>	<b>27</b>
Probation Only	40	0	4	2	13	6	1	0	1	13
Probation and Confinement	27	0	3	0	4	1	0	3	2	14

### CASES INVOLVING FINES AND RESTITUTION<sup>7</sup>

<b>Total Receiving Fines and Restitution</b>	<b>124</b>	<b>9</b>	<b>9</b>	<b>3</b>	<b>37</b>	<b>16</b>	<b>1</b>	<b>4</b>	<b>4</b>	<b>41</b>
Median Dollar Amount	\$11,730	\$5,973	\$46,289	\$22,050	\$38,960	\$3,000	\$341,457	\$12,866	\$2,500	\$6,000

Footnotes and a complete description of all variables in this table are provided in Appendix A.  
 SOURCE: U.S. Sentencing Commission, 2004 Datafile, USSCFY04, Pre-Blakely Only Cases (October 1, 2003, through June 24, 2004).