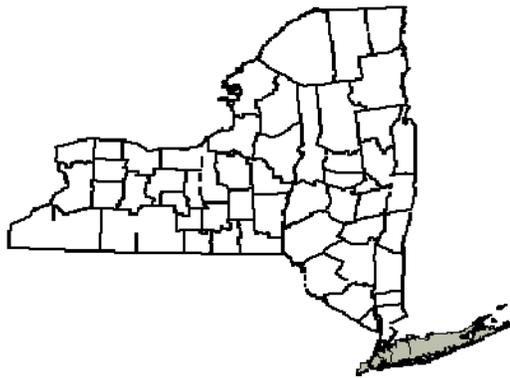


Pre-Blakely Fiscal Year 2004 Guideline Sentences

NEW YORK, Eastern



Gender, Race, and Ethnicity¹

	TOTAL		Male		Female	
TOTAL	1,130	100.0%	948	83.9%	182	16.1%
White	378	33.5%	343	90.7%	35	9.3%
Black	347	30.7%	263	75.8%	84	24.2%
Hispanic	386	34.2%	324	83.9%	62	16.1%
Other	19	1.7%	18	94.7%	1	5.3%

Departure Status²

TOTAL	1,132	100.0%
Sentenced Within Guideline Range	612	54.1%
Substantial Assistance Departure	226	20.0%
Government Sponsored Downward Departure	58	5.1%
Other Downward Departure	228	20.1%
Upward Departure	8	0.7%

Average Age³

	Mean	Median
TOTAL	38.0	36.0
Male	38.2	36.0
Female	36.8	35.0

Mode of Conviction⁴

TOTAL	1,135	100.0%
Plea	1,094	96.4%
Trial	41	3.6%

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

	TOTAL	Robbery	Larceny	Embezzlmt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratr	All Other
	1,137	5	31	11	178	513	22	71	93	213

CASES INVOLVING PRISON⁶

Total Receiving Prison	907	5	10	4	99	474	13	62	87	153
Prison	866	5	5	4	83	468	13	58	85	145
Prison/Community Split	41	0	5	0	16	6	0	4	2	8
Prison Term Ordered										
Up to 12 Months	141	0	6	2	44	48	0	6	12	23
13-24 Months	232	1	1	2	34	117	7	10	18	42
25-36 Months	121	0	1	0	7	65	2	7	13	26
37-60 Months	242	0	1	0	9	150	2	21	36	23
Over 60 Months	167	4	1	0	5	93	1	18	6	39
Mean Sentence	44.2	125.6	18.7	10.8	20.0	46.9	27.4	61.8	34.0	51.6
Median Sentence	30.0	140.0	5.5	11.0	12.0	37.0	21.0	41.0	36.0	30.0

CASES INVOLVING PROBATION

Total Receiving Probation	229	0	21	6	79	39	9	9	6	60
Probation Only	164	0	15	4	60	25	7	6	4	43
Probation and Confinement	65	0	6	2	19	14	2	3	2	17

CASES INVOLVING FINES AND RESTITUTION⁷

Total Receiving Fines and Restitution	282	4	24	9	122	17	10	5	4	87
Median Dollar Amount	\$34,639	\$12,767	\$10,113	\$10,400	\$100,178	\$2,500	\$14,160	\$5,000	\$2,750	\$20,000

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).