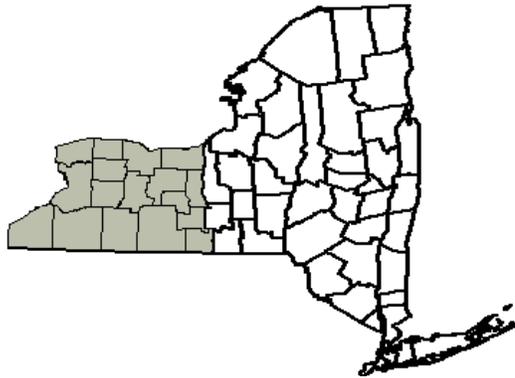


Pre-Blakely Fiscal Year 2004 Guideline Sentences

NEW YORK, Western



Gender, Race, and Ethnicity¹

	TOTAL		Male		Female	
TOTAL	369	100.0%	304	82.4%	65	17.6%
White	136	36.9%	112	82.4%	24	17.6%
Black	141	38.2%	114	80.9%	27	19.1%
Hispanic	65	17.6%	53	81.5%	12	18.5%
Other	27	7.3%	25	92.6%	2	7.4%

Departure Status²

	TOTAL	
TOTAL	371	100.0%
Sentenced Within Guideline Range	217	58.5%
Substantial Assistance Departure	119	32.1%
Government Sponsored Downward Departure	5	1.3%
Other Downward Departure	25	6.7%
Upward Departure	5	1.3%

Average Age³

	Mean	Median
TOTAL	35.2	33.0
Male	35.1	33.0
Female	35.2	35.0

Mode of Conviction⁴

	TOTAL	
TOTAL	384	100.0%
Plea	378	98.4%
Trial	6	1.6%

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

	TOTAL	Robbery	Larceny	Embezzlmt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratn	All Other
	385	5	33	2	52	137	6	64	24	62

CASES INVOLVING PRISON⁶

Total Receiving Prison	259	5	6	0	31	106	3	57	21	30
Prison	247	5	5	0	28	104	3	52	20	30
Prison/Community Split	12	0	1	0	3	2	0	5	1	0
Prison Term Ordered										
Up to 12 Months	45	0	3	0	15	9	0	4	10	4
13-24 Months	44	0	2	0	7	15	3	4	7	6
25-36 Months	32	2	0	0	2	12	0	9	0	7
37-60 Months	61	2	0	0	4	24	0	26	3	2
Over 60 Months	71	1	1	0	2	44	0	14	0	9
Mean Sentence	52.8	74.2	22.7	-	26.0	70.6	17.3	51.5	16.4	50.1
Median Sentence	37.0	57.0	12.0	-	11.0	51.0	16.0	46.0	11.1	28.5

CASES INVOLVING PROBATION

Total Receiving Probation	126	0	27	2	21	31	3	7	3	32
Probation Only	91	0	20	1	15	23	2	4	2	24
Probation and Confinement	35	0	7	1	6	8	1	3	1	8

CASES INVOLVING FINES AND RESTITUTION⁷

Total Receiving Fines and Restitution	165	5	29	2	35	33	5	28	5	23
Median Dollar Amount	\$1,270	\$1,000	\$2,905	\$2,230	\$23,000	\$1,000	\$750	\$675	\$4,000	\$1,000

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).