

Post-Booker Fiscal Year 2005 Guideline Sentences

GUAM



Gender, Race, and Ethnicity¹

	TOTAL		Male		Female	
	Count	Percentage	Count	Percentage	Count	Percentage
TOTAL	90	100.0%	63	70.0%	27	30.0%
White	9	10.0%	8	88.9%	1	11.1%
Black	0	0.0%	0	-	0	-
Hispanic	2	2.2%	1	50.0%	1	50.0%
Other	79	87.8%	54	68.4%	25	31.6%

Departure Status²

	Count	Percentage
TOTAL	89	100.0%
Sentenced Within Guideline Range	44	49.4%
Upward Departure from the Guideline Range	0	0.0%
Upward Departure with <i>Booker</i> /18 U.S.C. § 3553	0	0.0%
Above the Range with <i>Booker</i> /18 U.S.C. § 3553	0	0.0%
All Remaining Cases Above the Guideline Range	0	0.0%
§5K1.1 Substantial Assistance Departure	35	39.3%
§5K3.1 Early Disposition Program Departure	0	0.0%
Government-Sponsored Departure	0	0.0%
Downward Departure from the Guideline Range	5	5.6%
Downward Departure with <i>Booker</i> /18 U.S.C. § 3553	0	0.0%
Below the Range with <i>Booker</i> /18 U.S.C. § 3553	2	2.2%
All Remaining Cases Below the Guideline Range	3	3.4%

Average Age ³	Mean	Median
TOTAL	41.5	41.0
Male	42.3	41.0
Female	39.5	40.0

Mode of Conviction ⁴	Count	Percentage
TOTAL	91	100.0%
Plea	87	95.6%
Trial	4	4.4%

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

	TOTAL	Robbery	Larceny	Embezmnt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratr	All Other
	91	0	6	2	9	35	0	5	12	22

CASES INVOLVING PRISON⁶

Total Receiving Prison	73	0	2	1	6	35	0	4	12	13
Prison	68	0	2	1	6	35	0	4	12	8
Prison/Community Split	5	0	0	0	0	0	0	0	0	5
Prison Term Ordered										
Up to 12 Months	29	0	2	0	2	5	0	0	9	11
13-24 Months	15	0	0	1	4	6	0	4	0	0
25-36 Months	6	0	0	0	0	3	0	0	3	0
37-60 Months	11	0	0	0	0	10	0	0	0	1
Over 60 Months	12	0	0	0	0	11	0	0	0	1
Mean Sentence	44.5	-	5.5	18.0	12.8	77.6	-	18.5	11.4	16.5
Median Sentence	18.0	-	5.5	18.0	14.0	37.0	-	18.0	4.8	5.3

CASES INVOLVING PROBATION

Total Receiving Probation	17	0	4	1	3	0	0	1	0	8
Probation Only	14	0	4	1	3	0	0	1	0	5
Probation and Confinement	3	0	0	0	0	0	0	0	0	3

CASES INVOLVING FINES AND RESTITUTION⁷

Total Receiving Fines and Restitution	21	0	2	2	4	3	0	0	2	8
Median Dollar Amount	\$4,000	-	\$4,465	\$105,800	\$258,830	\$12,500	-	-	\$2,000	\$2,500

Footnotes and a complete description of all variables in this table are provided in Appendix A. SOURCE: U.S. Sentencing Commission, 2005 Datafile, USSCFY05, Post-Booker Only Cases (January 12, 2005, through September 30, 2005).