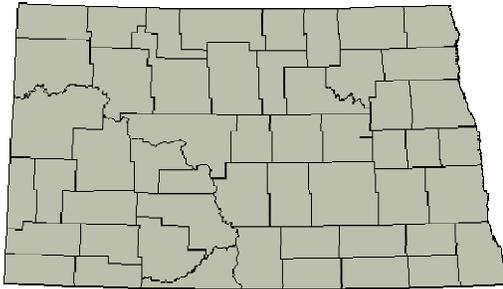


Post-Booker Fiscal Year 2005 Guideline Sentences

NORTH DAKOTA



Gender, Race, and Ethnicity¹

	TOTAL		Male		Female	
	Count	Percentage	Count	Percentage	Count	Percentage
TOTAL	159	100.0%	135	84.9%	24	15.1%
White	57	35.8%	46	80.7%	11	19.3%
Black	9	5.7%	6	66.7%	3	33.3%
Hispanic	53	33.3%	51	96.2%	2	3.8%
Other	40	25.2%	32	80.0%	8	20.0%

Departure Status²

	Count	Percentage
TOTAL	164	100.0%
Sentenced Within Guideline Range	116	70.7%
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	22	13.4%
§5K3.1 Early Disposition Program Departure	9	5.5%
Government-Sponsored Departure	2	1.2%
Downward Departure from the Guideline Range	3	1.8%
Downward Departure with <i>Booker</i> /18 U.S.C. § 3553	2	1.2%
Below the Range with <i>Booker</i> /18 U.S.C. § 3553	5	3.0%
All Remaining Cases Below the Guideline Range	5	3.0%

Average Age ³	Mean	Median
TOTAL	34.1	33.0
Male	34.0	33.0
Female	34.4	29.5

Mode of Conviction ⁴	Count	Percentage
TOTAL	164	100.0%
Plea	150	91.5%
Trial	14	8.5%

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

	TOTAL	Robbery	Larceny	Embezzlmt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratr	All Other
	164	0	4	0	12	31	4	22	52	39

CASES INVOLVING PRISON⁶

Total Receiving Prison	138	0	3	0	7	30	0	16	48	34
Prison	134	0	2	0	7	30	0	15	48	32
Prison/Community Split	4	0	1	0	0	0	0	1	0	2
Prison Term Ordered										
Up to 12 Months	51	0	1	0	3	0	0	2	41	4
13-24 Months	17	0	2	0	2	4	0	4	1	4
25-36 Months	12	0	0	0	0	1	0	1	3	7
37-60 Months	20	0	0	0	0	8	0	1	1	10
Over 60 Months	34	0	0	0	0	17	0	8	0	9
Mean Sentence	59.8	-	13.7	-	10.1	103.7	-	112.2	5.0	81.9
Median Sentence	24.0	-	15.0	-	1.1	75.0	-	51.0	1.0	41.0

CASES INVOLVING PROBATION

Total Receiving Probation	25	0	1	0	5	1	4	6	3	5
Probation Only	13	0	1	0	4	0	0	4	2	2
Probation and Confinement	12	0	0	0	1	1	4	2	1	3

CASES INVOLVING FINES AND RESTITUTION⁷

Total Receiving Fines and Restitution	31	0	3	0	4	2	3	3	2	14
Median Dollar Amount	\$4,420	-	\$72,000	-	\$18,172	\$3,500	\$280	\$1,000	\$2,750	\$5,078

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).