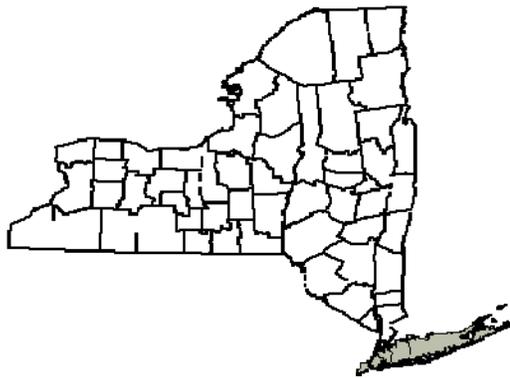


Pre-Booker Fiscal Year 2005 Guideline Sentences

NEW YORK, Eastern



Gender, Race, and Ethnicity¹

	TOTAL		Male		Female	
TOTAL	311	100.0%	256	82.3%	55	17.7%
White	88	28.3%	84	95.5%	4	4.5%
Black	100	32.2%	81	81.0%	19	19.0%
Hispanic	105	33.8%	81	77.1%	24	22.9%
Other	18	5.8%	10	55.6%	8	44.4%

Departure Status²

TOTAL	312	100.0%
Sentenced Within Guideline Range	153	49.0%
Substantial Assistance Departure	77	24.7%
Government Sponsored Downward Departure	16	5.1%
Other Downward Departure	65	20.8%
Upward Departure	1	0.3%

Average Age³

	Mean	Median
TOTAL	37.7	36.0
Male	38.2	36.0
Female	35.7	35.0

Mode of Conviction⁴

TOTAL	312	100.0%
Plea	299	95.8%
Trial	13	4.2%

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

	TOTAL	Robbery	Larceny	Embezzlmt	Fraud	Drug Traffck	Counterftng	Firearms	Immigratn	All Other
	312	3	4	3	44	127	3	27	39	62

CASES INVOLVING PRISON⁶

Total Receiving Prison	262	3	2	1	29	117	2	24	38	46
Prison	254	3	1	0	26	117	2	24	38	43
Prison/Community Split	8	0	1	1	3	0	0	0	0	3
Prison Term Ordered										
Up to 12 Months	59	0	2	1	7	19	1	0	17	12
13-24 Months	55	0	0	0	10	25	1	0	10	9
25-36 Months	41	1	0	0	2	25	0	3	1	9
37-60 Months	54	0	0	0	8	25	0	6	8	7
Over 60 Months	48	2	0	0	0	22	0	15	2	7
Mean Sentence	44.3	125.3	3.0	5.0	25.6	45.9	14.0	90.1	22.5	44.2
Median Sentence	30.0	78.0	3.0	5.0	21.0	30.0	14.0	70.0	12.9	27.0

CASES INVOLVING PROBATION

Total Receiving Probation	50	0	2	2	15	10	1	3	1	16
Probation Only	34	0	1	1	12	7	1	1	1	10
Probation and Confinement	16	0	1	1	3	3	0	2	0	6

CASES INVOLVING FINES AND RESTITUTION⁷

Total Receiving Fines and Restitution	67	2	3	3	28	2	2	3	2	22
Median Dollar Amount	\$22,801	\$133,488	\$5,000	\$3,530	\$134,840	\$2,250	\$17,275	\$26,000	\$4,750	\$18,147

Footnotes and a complete description of all variables in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2005 Datafile, USSCFY05, Pre-Booker Only Cases (October 1, 2004, through January 11, 2005).