



**Gender, Race, and Ethnicity<sup>1</sup>**

|              | TOTAL      |               | Male       |              | Female     |              |
|--------------|------------|---------------|------------|--------------|------------|--------------|
|              | Count      | Percentage    | Count      | Percentage   | Count      | Percentage   |
| <b>TOTAL</b> | <b>903</b> | <b>100.0%</b> | <b>792</b> | <b>87.7%</b> | <b>111</b> | <b>12.3%</b> |
| White        | 239        | 26.5%         | 211        | 88.3%        | 28         | 11.7%        |
| Black        | 332        | 36.8%         | 273        | 82.2%        | 59         | 17.8%        |
| Hispanic     | 296        | 32.8%         | 277        | 93.6%        | 19         | 6.4%         |
| Other        | 36         | 4.0%          | 31         | 86.1%        | 5          | 13.9%        |

**Departure Status<sup>2</sup>**

|  | Count      | Percentage    |
|--|------------|---------------|
| <b>TOTAL</b>   | <b>908</b> | <b>100.0%</b> |
| Sentenced Within Guideline Range                           | 410        | 45.2%         |
| Upward Departure from Guideline Range                      | 1          | 0.1%          |
| Upward Departure with <i>Booker</i> /18 U.S.C. § 3553      | 3          | 0.3%          |
| Above Guideline Range with <i>Booker</i> /18 U.S.C. § 3553 | 15         | 1.7%          |
| All Remaining Cases Above Guideline Range                  | 2          | 0.2%          |
| §5K1.1 Substantial Assistance Departure                    | 142        | 15.6%         |
| §5K3.1 Early Disposition Program Departure                 | 0          | 0.0%          |
| Other Government-Sponsored Below Guideline Range           | 17         | 1.9%          |
| Downward Departure from Guideline Range                    | 30         | 3.3%          |
| Downward Departure with <i>Booker</i> /18 U.S.C. § 3553    | 81         | 8.9%          |
| Below Guideline Range with <i>Booker</i> /18 U.S.C. § 3553 | 184        | 20.3%         |
| All Remaining Cases Below Guideline Range                  | 23         | 2.5%          |

**Average Age<sup>3</sup>**

|              | Mean        | Median      |
|--------------|-------------|-------------|
| <b>TOTAL</b> | <b>38.7</b> | <b>36.0</b> |
| Male         | 38.8        | 36.0        |
| Female       | 38.1        | 37.0        |

**Mode of Conviction<sup>4</sup>**

|              | Count      | Percentage    |
|--------------|------------|---------------|
| <b>TOTAL</b> | <b>919</b> | <b>100.0%</b> |
| Plea         | 837        | 91.1%         |
| Trial        | 82         | 8.9%          |

**SENTENCING INFORMATION BY PRIMARY OFFENSE<sup>5</sup>**

|  | TOTAL      | Robbery   | Larceny   | Embezmnt  | Fraud      | Drug Traffck | Counterftng | Firearms  | Immigratr  | All Other  |
|--|------------|-----------|-----------|-----------|------------|--------------|-------------|-----------|------------|------------|
|  | <b>919</b> | <b>74</b> | <b>30</b> | <b>20</b> | <b>188</b> | <b>293</b>   | <b>8</b>    | <b>64</b> | <b>104</b> | <b>138</b> |

**CASES INVOLVING PRISON<sup>6</sup>**

|                               |            |           |           |          |            |            |          |           |            |           |
|-------------------------------|------------|-----------|-----------|----------|------------|------------|----------|-----------|------------|-----------|
| <b>Total Receiving Prison</b> | <b>783</b> | <b>70</b> | <b>13</b> | <b>9</b> | <b>139</b> | <b>292</b> | <b>6</b> | <b>63</b> | <b>102</b> | <b>89</b> |
| Prison                        | 752        | 68        | 10        | 6        | 127        | 288        | 5        | 63        | 102        | 83        |
| Prison/Community Split        | 31         | 2         | 3         | 3        | 12         | 4          | 1        | 0         | 0          | 6         |
| <b>Prison Term Ordered</b>    |            |           |           |          |            |            |          |           |            |           |
| Up to 12 Months               | 72         | 0         | 5         | 4        | 20         | 10         | 2        | 2         | 13         | 16        |
| 13-24 Months                  | 107        | 5         | 6         | 2        | 43         | 14         | 3        | 6         | 13         | 15        |
| 25-36 Months                  | 80         | 11        | 2         | 1        | 21         | 12         | 0        | 4         | 19         | 10        |
| 37-60 Months                  | 168        | 20        | 0         | 2        | 34         | 66         | 1        | 4         | 31         | 10        |
| Over 60 Months                | 354        | 34        | 0         | 0        | 21         | 190        | 0        | 47        | 24         | 38        |
| Mean Sentence                 | 86.3       | 69.9      | 13.9      | 18.1     | 40.8       | 117.5      | 19.2     | 133.2     | 42.1       | 106.4     |
| Median Sentence               | 58.0       | 60.0      | 12.0      | 13.0     | 30.0       | 97.0       | 15.0     | 120.0     | 40.0       | 41.0      |

**CASES INVOLVING PROBATION**

|                                  |            |          |           |           |           |          |          |          |          |           |
|----------------------------------|------------|----------|-----------|-----------|-----------|----------|----------|----------|----------|-----------|
| <b>Total Receiving Probation</b> | <b>135</b> | <b>4</b> | <b>17</b> | <b>11</b> | <b>48</b> | <b>1</b> | <b>2</b> | <b>1</b> | <b>2</b> | <b>49</b> |
| Probation Only                   | 80         | 1        | 11        | 8         | 23        | 0        | 1        | 0        | 1        | 35        |
| Probation and Confinement        | 55         | 3        | 6         | 3         | 25        | 1        | 1        | 1        | 1        | 14        |

**CASES INVOLVING FINES AND RESTITUTION<sup>7</sup>**

|                                       |          |         |          |          |           |       |         |         |       |          |
|---------------------------------------|----------|---------|----------|----------|-----------|-------|---------|---------|-------|----------|
| Total Receiving Fines and Restitution | 426      | 65      | 29       | 17       | 150       | 44    | 4       | 30      | 11    | 76       |
| Median Dollar Amount                  | \$25,250 | \$7,104 | \$39,880 | \$90,036 | \$239,500 | \$675 | \$3,950 | \$1,000 | \$500 | \$30,000 |

Footnotes and a complete description of all variables in this table are provided in Appendix A.  
SOURCE: U.S. Sentencing Commission, 2009 Datafile, USSCFY09.