

Table 60

OFFENSE AND OFFENDER CHARACTERISTICS IN APPEALS CASES¹
Fiscal Year 2011

OFFENSE AND DEFENDANT CHARACTERISTICS	APPELLATE COURT CASES ²		DISTRICT COURT CASES ³	
	N	%	N	%
Race of Defendant	5,691	100.0	77,845	100.0
White	1,425	25.0	20,446	26.3
Black	2,324	40.8	15,445	19.8
Hispanic	1,772	31.1	39,221	50.4
Other	170	3.0	2,733	3.5
Gender of Defendant	5,720	100.0	84,188	100.0
Male	5,404	94.5	72,781	86.5
Female	316	5.5	11,407	13.5
Education of Defendant	5,619	100.0	75,722	100.0
Less than High School	2,536	45.1	39,342	52.0
High School Graduate	1,892	33.7	21,286	28.1
Some College	852	15.2	10,910	14.4
College Graduate	339	6.0	4,184	5.5
Citizenship of Defendant	5,704	100.0	83,717	100.0
U.S. Citizen	4,077	71.5	43,553	52.0
Non U.S. Citizen	1,627	28.5	40,164	48.0
Criminal History Category	5,702	100.0	84,555	100.0
Category I	1,661	29.1	39,192	46.4
Category II	564	9.9	11,851	14.0
Category III	917	16.1	14,264	16.9
Category IV	670	11.8	7,857	9.3
Category V	526	9.2	4,513	5.3
Category VI	1,364	23.9	6,878	8.1
Mandatory Minimum	5,726	100.0	86,201	100.0
No Mandatory Minimum	3,291	57.5	68,627	79.6
Gun Mandatory Minimum	428	7.5	1,573	1.8
Drug Mandatory Minimum	1,743	30.4	15,208	17.6
Gun and Drug Mandatory Minimum	264	4.6	793	0.9

¹ Descriptions of variables used in this table are provided in Appendix A.

² Based on 5,875 appeals cases with sentencing as at least one of the reasons for appeal. These cases were merged with the U.S. Sentencing Commission's Monitoring Datafiles from 1989-2011 (MONFY89, MONFY90, OPAFY91-OPAFY11).

³ All guidelines cases sentenced in FY2011. Totals may vary slightly due to the different numbers of missing cases by specific variables.