

Table A-7

**OFFENSE AND OFFENDER CHARACTERISTICS IN
ORIGINAL SENTENCE APPEALS CASES
Fiscal Year 2021**

OFFENSE AND OFFENDER CHARACTERISTICS	APPELLATE COURT CASES ¹		DISTRICT COURT CASES ²	
	N	%	N	%
Race				
White	685	27.2	12,807	22.6
Black	977	38.8	13,114	23.1
Hispanic	735	29.2	28,328	50.0
Other	120	4.8	2,428	4.3
TOTAL	2,517	100.0	56,677	100.0
Gender				
Male	2,357	93.5	49,627	86.7
Female	164	6.5	7,603	13.3
TOTAL	2,521	100.0	57,230	100.0
Education				
Less than High School Graduate	805	32.2	23,228	43.5
High School Graduate	962	38.4	17,884	33.5
Some College	511	20.4	9,304	17.4
College Graduate	224	9.0	3,003	5.6
TOTAL	2,502	100.0	53,419	100.0
Citizenship				
U.S. Citizen	2,046	81.2	37,805	66.4
Non-U.S. Citizen	474	18.8	19,121	33.6
TOTAL	2,520	100.0	56,926	100.0
Criminal History Category				
Category I	779	30.9	23,103	40.6
Category II	228	9.1	7,978	14.0
Category III	382	15.2	9,955	17.5
Category IV	316	12.5	6,164	10.8
Category V	231	9.2	3,845	6.8
Category VI	582	23.1	5,887	10.3
TOTAL	2,518	100.0	56,932	100.0
Mandatory Minimum				
No Mandatory Minimum	1,330	52.8	40,847	71.3
Gun Mandatory Minimum	258	10.2	1,887	3.3
Drug Mandatory Minimum	577	22.9	11,416	19.9
Gun and Drug Mandatory Minimum	70	2.8	789	1.4
Other Mandatory Minimum	286	11.3	2,348	4.1
TOTAL	2,521	100.0	57,287	100.0

¹ Based on 5,111 appeals cases where the sentence imposed was at least one of the reasons for appeal. Of these 5,111 cases, 2,547 were appeals of the original sentence. These cases were merged with the U.S. Sentencing Commission's Monitoring Datafiles from 1989-2021 (MONFY89, MONFY90, USSCFY91-USSCFY21). Of the 2,547 cases, 26 could not be matched with its original case.

² All individual offender original sentencing in fiscal year 2021. Totals may vary slightly due to the different numbers of missing cases by specific variables. Descriptions of variables used in this table are provided in Appendix A.