

Post-Booker Fiscal Year 2005 Guideline Sentences

CALIFORNIA, Southern



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

	TOTAL		Male		Female	
<b>TOTAL</b>	<b>1,730</b>	<b>100.0%</b>	<b>1,529</b>	<b>88.4%</b>	<b>201</b>	<b>11.6%</b>
White	499	28.8%	409	82.0%	90	18.0%
Black	28	1.6%	26	92.9%	2	7.1%
Hispanic	1,183	68.4%	1,081	91.4%	102	8.6%
Other	20	1.2%	13	65.0%	7	35.0%

Departure Status<sup>2</sup>

<b>TOTAL</b>	<b>1,685</b>	<b>100.0%</b>
Sentenced Within Guideline Range	966	57.3%
Upward Departure from the Guideline Range	2	0.1%
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	3	0.2%
All Remaining Cases Above the Guideline Range	7	0.4%
§5K1.1 Substantial Assistance Departure	98	5.8%
§5K3.1 Early Disposition Program Departure	366	21.7%
Government-Sponsored Departure	48	2.8%
Downward Departure from the Guideline Range	75	4.5%
Downward Departure with <i>Booker</i> /18 U.S.C. § 3553	11	0.7%
Below the Range with <i>Booker</i> /18 U.S.C. § 3553	60	3.6%
All Remaining Cases Below the Guideline Range	49	2.9%

Average Age <sup>3</sup>	Mean	Median
<b>TOTAL</b>	<b>34.3</b>	<b>33.0</b>
Male	34.5	34.0
Female	33.1	31.0

Mode of Conviction <sup>4</sup>		
<b>TOTAL</b>	<b>1,788</b>	<b>100.0%</b>
Plea	1,681	94.0%
Trial	107	6.0%

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

	TOTAL	Robbery	Larceny	Embezzlmt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratr	All Other
	<b>1,788</b>	<b>5</b>	<b>8</b>	<b>0</b>	<b>105</b>	<b>624</b>	<b>2</b>	<b>5</b>	<b>965</b>	<b>74</b>

CASES INVOLVING PRISON<sup>6</sup>

<b>Total Receiving Prison</b>	<b>1,713</b>	<b>5</b>	<b>4</b>	<b>0</b>	<b>96</b>	<b>598</b>	<b>2</b>	<b>4</b>	<b>940</b>	<b>64</b>
Prison	1,630	5	4	0	91	563	1	3	908	55
Prison/Community Split	83	0	0	0	5	35	1	1	32	9
<b>Prison Term Ordered</b>										
Up to 12 Months	423	0	1	0	50	219	2	1	122	28
13-24 Months	670	0	2	0	32	142	0	2	476	16
25-36 Months	155	2	1	0	4	58	0	0	86	4
37-60 Months	300	1	0	0	4	104	0	1	183	7
Over 60 Months	149	2	0	0	2	70	0	0	69	6
Mean Sentence	29.0	75.4	17.0	-	14.3	31.5	6.5	16.9	29.0	25.2
Median Sentence	24.0	51.0	18.0	-	12.0	18.0	6.5	12.5	24.0	12.0

CASES INVOLVING PROBATION

<b>Total Receiving Probation</b>	<b>67</b>	<b>0</b>	<b>4</b>	<b>0</b>	<b>8</b>	<b>23</b>	<b>0</b>	<b>1</b>	<b>21</b>	<b>10</b>
Probation Only	46	0	4	0	5	17	0	1	12	7
Probation and Confinement	21	0	0	0	3	6	0	0	9	3

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

Total Receiving Fines and Restitution	67	3	2	0	12	13	2	1	12	22
Median Dollar Amount	\$2,500	\$4,300	\$23,265	-	\$141,209	\$2,000	\$2,500	\$5,000	\$925	\$2,500

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).