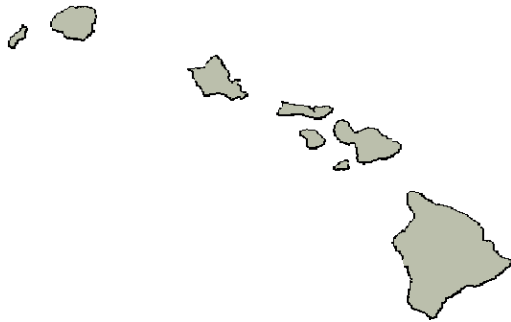


# Post-Booker Fiscal Year 2005 Guideline Sentences

# HAWAII



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

	TOTAL		Male		Female	
	Count	Percentage	Count	Percentage	Count	Percentage
<b>TOTAL</b>	<b>342</b>	<b>100.0%</b>	<b>280</b>	<b>81.9%</b>	<b>62</b>	<b>18.1%</b>
White	61	17.8%	52	85.2%	9	14.8%
Black	13	3.8%	11	84.6%	2	15.4%
Hispanic	44	12.9%	39	88.6%	5	11.4%
Other	224	65.5%	178	79.5%	46	20.5%

## Departure Status<sup>2</sup>

	Count	Percentage
<b>TOTAL</b>	<b>352</b>	<b>100.0%</b>
Sentenced Within Guideline Range	167	47.4%
Upward Departure from the Guideline Range	0	0.0%
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	0	0.0%
All Remaining Cases Above the Guideline Range	6	1.7%
§5K1.1 Substantial Assistance Departure	104	29.5%
§5K3.1 Early Disposition Program Departure	0	0.0%
Government-Sponsored Departure	5	1.4%
Downward Departure from the Guideline Range	12	3.4%
Downward Departure with <i>Booker</i> /18 U.S.C. § 3553	3	0.9%
Below the Range with <i>Booker</i> /18 U.S.C. § 3553	19	5.4%
All Remaining Cases Below the Guideline Range	36	10.2%

Average Age <sup>3</sup>	Mean	Median
	<b>TOTAL</b>	<b>38.0</b>
Male	37.8	36.0
Female	38.4	36.0

Mode of Conviction <sup>4</sup>	Count	Percentage
	<b>TOTAL</b>	<b>356</b>
Plea	333	93.5%
Trial	23	6.5%

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

	TOTAL	Robbery	Larceny	Embezzlmt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratr	All Other
	<b>356</b>	<b>9</b>	<b>13</b>	<b>3</b>	<b>31</b>	<b>178</b>	<b>1</b>	<b>56</b>	<b>4</b>	<b>61</b>

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

<b>Total Receiving Prison</b>	<b>317</b>	<b>9</b>	<b>6</b>	<b>2</b>	<b>24</b>	<b>175</b>	<b>1</b>	<b>54</b>	<b>4</b>	<b>42</b>
Prison	297	7	4	2	19	171	1	49	4	40
Prison/Community Split	20	2	2	0	5	4	0	5	0	2
<b>Prison Term Ordered</b>										
Up to 12 Months	41	1	5	1	8	5	0	9	0	12
13-24 Months	54	0	0	1	8	16	0	18	2	9
25-36 Months	44	1	0	0	3	18	0	13	0	9
37-60 Months	67	3	0	0	5	46	0	6	2	5
Over 60 Months	109	4	0	0	0	90	1	8	0	6
Mean Sentence	59.4	63.4	2.4	13.0	22.9	77.1	120.0	36.2	37.8	44.4
Median Sentence	41.0	60.0	1.0	13.0	16.5	63.0	120.0	24.7	40.5	24.0

### CASES INVOLVING PROBATION

<b>Total Receiving Probation</b>	<b>39</b>	<b>0</b>	<b>7</b>	<b>1</b>	<b>7</b>	<b>3</b>	<b>0</b>	<b>2</b>	<b>0</b>	<b>19</b>
Probation Only	21	0	7	1	2	2	0	0	0	9
Probation and Confinement	18	0	0	0	5	1	0	2	0	10

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

Total Receiving Fines and Restitution	80	6	7	2	16	13	0	12	0	24
Median Dollar Amount	\$5,000	\$2,269	\$9,780	\$51,599	\$61,337	\$5,000	-	\$1,700	-	\$5,000

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).