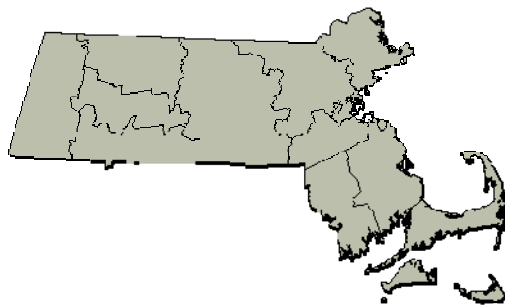


Post-Booker Fiscal Year 2005 Guideline Sentences

MASSACHUSETTS



Gender, Race, and Ethnicity¹

	TOTAL		Male		Female	
TOTAL	354	100.0%	322	91.0%	32	9.0%
White	169	47.7%	157	92.9%	12	7.1%
Black	70	19.8%	62	88.6%	8	11.4%
Hispanic	102	28.8%	92	90.2%	10	9.8%
Other	13	3.7%	11	84.6%	2	15.4%

Departure Status²

	TOTAL	
TOTAL	336	100.0%
Sentenced Within Guideline Range	169	50.3%
Upward Departure from the Guideline Range	1	0.3%
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	1	0.3%
All Remaining Cases Above the Guideline Range	2	0.6%
§5K1.1 Substantial Assistance Departure	32	9.5%
§5K3.1 Early Disposition Program Departure	0	0.0%
Government-Sponsored Departure	7	2.1%
Downward Departure from the Guideline Range	21	6.3%
Downward Departure with <i>Booker</i> /18 U.S.C. § 3553	9	2.7%
Below the Range with <i>Booker</i> /18 U.S.C. § 3553	52	15.5%
All Remaining Cases Below the Guideline Range	42	12.5%

Average Age ³	Mean	Median
TOTAL	36.1	33.0
Male	36.2	33.0
Female	35.8	37.0

Mode of Conviction ⁴		
TOTAL	357	100.0%
Plea	316	88.5%
Trial	41	11.5%

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

	TOTAL	Robbery	Larceny	Embezlmt	Fraud	Drug Trafck	Counterftng	Firearms	Immigratr	All Other
	357	10	10	2	40	143	6	33	39	74

CASES INVOLVING PRISON⁶

Total Receiving Prison	301	10	0	1	33	140	5	32	33	47
Prison	289	10	0	0	30	138	4	31	33	43
Prison/Community Split	12	0	0	1	3	2	1	1	0	4
Prison Term Ordered										
Up to 12 Months	45	0	0	1	9	9	2	3	10	11
13-24 Months	48	2	0	0	18	12	2	3	4	7
25-36 Months	31	0	0	0	2	12	0	4	5	8
37-60 Months	75	1	0	0	3	43	1	6	12	9
Over 60 Months	98	6	0	0	1	63	0	16	1	11
Mean Sentence	60.7	104.1	-	0.0	20.3	76.2	18.5	86.9	27.1	45.3
Median Sentence	43.0	120.0	-	0.0	18.0	60.0	12.0	63.5	30.0	30.0

CASES INVOLVING PROBATION

Total Receiving Probation	55	0	10	1	7	3	1	1	6	26
Probation Only	34	0	8	1	5	1	0	0	5	14
Probation and Confinement	21	0	2	0	2	2	1	1	1	12

CASES INVOLVING FINES AND RESTITUTION⁷

Total Receiving Fines and Restitution	90	7	7	1	26	6	2	2	3	36
Median Dollar Amount	\$15,000	\$2,656	\$20,000	\$89,863	\$182,535	\$7,250	\$118,193	\$1,668	\$4,000	\$10,000

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).