

Table D-5.

U.S. District Courts—Criminal Defendants Sentenced After Conviction, by Major Offense, During the 12-Month Period Ending September 30, 2004

Nature of Offense	Total Defendants Sentenced	Type of Sentence																		
		Regular Sentences to Imprisonment ¹							Other Sentences to Imprisonment			Probation						Fine Only		
		Total Imprisoned	6 Months or Less	7 to 12 Months	13 to 35 Months	36 to 60 Months	More Than 60 Months	Average Sentence in Months ²	Life	Death	Other ³	Total	6 Months or Less	7 to 12 Months	13 to 35 Months	36 Months or More	Average Sentence in Months ⁴		Other ⁵	
TOTAL	73,616	60,676	6,425	5,042	16,221	12,583	16,766	59.5	214	5	3,420	10,715	451	2,530	2,037	5,200	30.3	497	2,225	
GENERAL OFFENSES																				
HOMICIDE	186	174	8	13	29	26	72	113.2	21	3	2	12	-	1	2	9	42.0	-	-	
FIRST DEGREE	111	106	5	3	4	15	53	157.8	21	3	2	5	-	-	1	4	48.0	-	-	
SECOND DEGREE	23	23	-	-	2	6	15	124.3	-	-	-	-	-	-	-	-	-	-	-	
MANSLAUGHTER	52	45	3	10	23	5	4	28.2	-	-	-	7	-	1	1	5	37.7	-	-	
ROBBERY	1,221	1,200	18	13	92	362	709	102.2	2	-	4	21	-	-	3	18	45.0	-	-	
BANK	1,175	1,156	17	13	89	348	683	102.3	2	-	4	19	-	-	3	16	44.2	-	-	
POSTAL	22	21	-	-	1	5	15	140.2	-	-	-	1	-	-	-	1	36.0	-	-	
OTHER	24	23	1	-	2	9	11	65.0	-	-	-	1	-	-	-	1	70.0	-	-	
ASSAULT	685	484	86	45	150	95	69	36.4	-	-	39	177	13	56	42	62	25.5	4	24	
BURGLARY	60	51	3	9	23	10	3	29.5	-	-	3	9	-	-	-	9	45.3	-	-	
BANK	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
POSTAL	20	19	1	5	9	3	1	26.4	-	-	-	1	-	-	-	1	36.0	-	-	
INTERSTATE SHIPMENTS	1	1	-	-	1	-	-	18.0	-	-	-	-	-	-	-	-	-	-	-	
OTHER	39	31	2	4	13	7	2	32.1	-	-	3	8	-	-	-	8	46.5	-	-	
LARCENY AND THEFT	2,375	987	227	164	308	117	90	27.2	-	-	81	1,236	102	278	194	642	31.0	20	152	
BANK	167	69	16	13	17	11	10	33.3	-	-	2	98	1	6	19	69	39.7	3	-	
POSTAL	424	288	53	55	114	26	10	21.1	-	-	30	136	-	10	26	98	36.0	2	-	
INTERSTATE SHIPMENTS	219	175	8	15	61	46	38	46.7	-	-	7	44	-	2	6	34	37.1	2	-	
OTHER U.S. PROPERTY TRANSPORT, ETC., STOLEN PROP.	1,202	261	114	52	53	10	3	12.3	-	-	29	808	95	225	114	363	28.4	11	133	
OTHER	167	121	14	15	46	19	21	39.4	-	-	6	46	-	1	2	42	47.5	1	-	
OTHER	196	73	22	14	17	5	8	27.0	-	-	7	104	6	34	27	36	26.4	1	19	

Table D-5. (September 30, 2004—Continued)

Nature of Offense	Total Defendants Sentenced	Type of Sentence																	
		Regular Sentences to Imprisonment ¹							Other Sentences to Imprisonment			Probation							Fine Only
		Total Imprisoned	6 Months or Less	7 to 12 Months	13 to 35 Months	36 to 60 Months	More Than 60 Months	Average Sentence in Months ²	Life	Death	Other ³	Total	6 Months or Less	7 to 12 Months	13 to 35 Months	36 Months or More	Average Sentence in Months ⁴	Other ⁵	
EMBEZZLEMENT	781	383	126	55	101	21	3	15.5	-	-	77	393	5	54	87	226	36.0	21	5
BANK	315	209	73	24	42	9	-	11.9	-	-	61	104	4	19	19	45	26.6	17	2
POSTAL	200	36	15	7	7	3	-	12.0	-	-	4	163	1	31	38	92	34.2	1	1
OTHER	266	138	38	24	52	9	3	20.7	-	-	12	126	-	4	30	89	46.1	3	2
FRAUD	9,587	6,442	1,432	873	2,119	847	363	26.0	1	-	807	3,106	52	384	611	1,915	35.7	144	39
INCOME TAX	445	269	53	53	106	39	13	24.5	-	-	5	174	6	18	48	101	33.9	1	2
LENDING																			
INSTITUTION	1,188	999	236	120	328	123	70	27.5	-	-	122	187	1	16	24	101	31.9	45	2
POSTAL	1,362	919	121	128	375	176	98	36.0	-	-	21	437	9	20	81	321	42.3	6	6
VETERANS AND ALLOTMENTS	4	1	-	-	1	-	-	21.0	-	-	-	3	-	-	1	2	40.0	-	-
SECURITIES AND EXCHANGE	79	57	4	3	22	12	13	46.9	-	-	3	20	-	2	4	14	44.4	-	2
SOCIAL SECURITY FALSE	473	267	85	32	57	18	3	15.4	-	-	72	205	4	16	23	151	40.9	11	1
PERSONATION	27	13	1	2	2	5	-	26.4	-	-	3	13	-	3	3	7	27.7	-	1
NATIONALITY LAWS	226	206	66	24	62	24	1	15.3	-	-	29	20	1	3	2	5	17.0	9	-
PASSPORT FRAUD	440	328	74	18	17	7	3	12.2	-	-	209	112	2	21	26	46	25.8	17	-
FALSE CLAIMS & STATEMENTS	1,769	1,260	449	178	296	69	23	15.4	-	-	245	497	7	86	128	249	31.6	27	12
OTHER	3,574	2,123	343	315	853	374	139	28.7	1	-	98	1,438	22	199	271	918	36.1	28	13
AUTO THEFT	110	96	2	7	29	5	40	113.6	4	1	8	14	-	1	1	9	29.6	3	-
FORGERY AND COUNTERFEITING	1,058	693	118	124	305	73	40	24.4	-	-	33	361	3	22	88	241	37.1	7	4
TRANS. FORGED SECURITIES	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
POSTAL FORGERY	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
OTHER FORGERY	81	46	9	10	17	3	-	17.2	-	-	7	33	1	3	5	23	36.2	1	2
COUNTERFEITING	977	647	109	114	288	70	40	24.8	-	-	26	328	2	19	83	218	37.2	6	2
SEX OFFENSES	1,157	1,095	19	19	350	268	428	76.3	5	-	6	59	1	5	3	46	41.2	4	3
SEXUAL ABUSE	431	404	9	6	68	60	252	109.0	5	-	4	27	1	3	1	22	39.3	-	-
OTHER	726	691	10	13	282	208	176	57.6	-	-	2	32	-	2	2	24	42.8	4	3

Table D-5. (September 30, 2004—Continued)

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		Regular Sentences to Imprisonment ¹							Other Sentences to Imprisonment			Probation						Fine Only		
		Total Imprisoned	6 Months or Less	7 to 12 Months	13 to 35 Months	36 to 60 Months	More Than 60 Months	Average Sentence in Months ²	Life	Death	Other ³	Total	6 Months or Less	7 to 12 Months	13 to 35 Months	36 Months or More	Average Sentence in Months ⁴		Other ⁵	
DRUGS	25,702	23,920	1,140	1,441	4,181	5,553	10,669	82.5	146	-	790	1,707	39	451	346	762	28.4	109	75	
MISCELLANEOUS																				
GENERAL OFFENSES	13,177	9,315	503	572	2,324	2,227	3,317	74.3	32	1	339	2,131	143	923	359	657	24.0	49	1,731	
BRIBERY	148	70	13	6	29	15	5	27.8	-	-	2	78	2	13	18	45	36.5	-	-	
DRUNK DRIVING AND TRAFFIC ESCAPE ⁶	2,874	304	107	20	5	7	1	7.3	-	-	164	1,038	87	769	116	57	14.2	9	1,532	
EXTORTION, RACKETEERING, AND THREATS	408	380	74	114	145	34	4	17.7	-	-	9	27	1	6	8	10	24.1	2	1	
GAMBLING AND LOTTERY	883	712	34	44	174	195	234	76.9	6	-	25	170	3	8	47	107	34.5	5	1	
KIDNAPPING	19	6	2	-	2	2	-	23.5	-	-	-	13	-	-	5	8	36.0	-	-	
PERJURY	83	75	1	2	16	14	35	115.3	3	-	4	8	1	5	-	2	23.1	-	-	
WEAPONS AND FIREARMS	71	46	6	10	15	9	1	25.6	-	-	5	25	-	-	13	12	33.3	-	-	
OTHER	7,889	7,379	188	316	1,837	1,921	3,001	80.4	23	1	92	487	7	46	108	301	34.9	25	23	
	802	343	78	60	101	30	36	30.8	-	-	38	285	42	76	44	115	29.7	8	174	
SPECIAL OFFENSES																				
IMMIGRATION LAWS	15,190	14,735	2,564	1,578	5,867	2,816	848	26.4	-	-	1,062	452	18	45	63	214	26.2	112	3	
LIQUOR, INTERNAL REVENUE	1	1	1	-	-	-	-	6.0	-	-	-	-	-	-	-	-	-	-	-	-
FEDERAL STATUTES	2,326	1,100	178	129	343	163	115	36.7	3	-	169	1,037	75	310	238	390	26.6	24	189	
AGRI./CONSERV. ACTS	206	51	22	4	6	4	1	14.8	-	-	14	127	16	46	29	36	23.8	-	28	
ANTITRUST VIOLATIONS	16	6	4	-	-	-	-	3.0	-	-	2	9	-	-	4	5	38.7	-	1	
FOOD AND DRUG ACT	63	12	2	2	-	2	4	44.6	-	-	2	47	1	18	11	17	27.1	-	4	
MIGRATORY BIRD LAWS	117	1	-	-	1	-	-	15.0	-	-	-	58	12	34	8	4	15.5	-	58	
MOTOR CARRIER ACT	5	1	-	-	1	-	-	25.0	-	-	-	4	-	-	3	1	25.5	-	-	
NATIONAL DEFENSE LAWS	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	

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		Total Imprisoned	6 Months or Less	7 to 12 Months	13 to 35 Months	36 to 60 Months	More Than 60 Months	Average Sentence in Months ²	Life	Death	Other ³	Total	6 Months or Less	7 to 12 Months	13 to 35 Months	36 Months or More	Average Sentence in Months ⁴		Other ⁵
CIVIL RIGHTS	64	53	3	6	19	15	10	42.7	-	-	-	11	2	2	3	3	24.4	1	-
CONTEMPT	49	35	14	4	6	4	2	19.4	-	-	5	11	-	1	2	8	36.0	-	3
CUSTOMS LAWS	75	38	4	8	12	7	1	24.2	-	-	6	35	-	10	8	17	34.9	-	2
POSTAL LAWS ⁷	121	20	10	1	2	1	-	8.0	-	-	6	98	7	33	29	27	23.0	2	3
OTHER	1,610	883	119	104	296	130	97	39.2	3	-	134	637	37	166	141	272	28.0	21	90

NOTE: THIS TABLE'S FIGURES FOR TOTAL DEFENDANTS SENTENCED EXCLUDE 730 TRANSFERS AND 1,159 TERMINATIONS FOR DEFENDANTS CHARGED IN MORE THAN ONE CASE DURING THIS YEAR. THIS TABLE INCLUDES DEFENDANTS IN ALL FELONY AND CLASS A MISDEMEANOR CASES, BUT INCLUDES ONLY THOSE PETTY OFFENSE DEFENDANTS WHOSE CASES HAVE BEEN ASSIGNED TO DISTRICT JUDGES.

¹INCLUDES SENTENCES OF AT LEAST ONE MONTH, WHICH MAY BE FOLLOWED BY TERMS OF PROBATION (MIXED SENTENCES).

²EXCLUDES LIFE SENTENCES, DEATH SENTENCES, AND OTHER (SEE FOOTNOTE 3).

³INCLUDES DEPORTATION, SUSPENDED SENTENCES, SEALED SENTENCES, IMPRISONMENT OF FOUR DAYS OR LESS, AND NO SENTENCE.

⁴EXCLUDES OTHER (SEE FOOTNOTE 5).

⁵INCLUDES SUPERVISED RELEASE, PROBATION OF FOUR DAYS OR LESS, SUSPENDED SENTENCES, SEALED SENTENCES, AND NO SENTENCE.

⁶INCLUDES ESCAPE FROM CUSTODY, AIDING OR ABETTING AN ESCAPE, FAILURE TO APPEAR IN COURT, AND BAIL JUMPING.

⁷OBSTRUCTING MAIL, MAILING NONMAILABLE MATERIAL, AND OTHER POSTAL REGULATIONS.