

Table 58

**OFFENSE AND OFFENDER CHARACTERISTICS OF APPEALS DEFENDANTS
Fiscal Year 1997**

OFFENSE AND DEFENDANT CHARACTERISTICS	APPELLATE COURT CASES ²		DISTRICT COURT CASES ³	
	Number	Percent	Number	Percent
Race of Defendant	3,519	100.0	47,767	100.0
White	1,335	37.9	16,565	34.7
Black	1,375	39.1	12,891	27.0
Hispanic	712	20.2	16,169	33.8
Other	97	2.8	2,142	4.5
Gender of Defendant	3,526	100.0	48,782	100.0
Male	3,237	91.8	41,478	85.0
Female	289	8.2	7,304	15.0
Education of Defendant	3,470	100.0	44,656	100.0
Less than High School	1,338	38.6	18,525	41.5
High School Graduate	1,138	32.8	13,697	30.7
Some College	693	20.0	8,907	19.9
College Graduate	301	8.7	3,527	7.9
Citizenship of Defendant	3,424	100.0	46,733	100.0
U.S. Citizen	2,557	74.7	33,116	70.9
Non U.S. Citizen	867	25.3	13,617	29.1
Criminal History Category	3,495	100.0	47,402	100.0
Category I	1,606	46.0	27,008	57.0
Category II	411	11.8	4,873	10.3
Category III	474	13.6	5,933	12.5
Category IV	285	8.2	3,370	7.1
Category V	191	5.5	1,974	4.2
Category VI	528	15.1	4,244	9.0
Mandatory Minimum	2,823	100.0	38,838	100.0
No Mandatory Minimum	1,195	42.3	25,352	65.3
Gun Mandatory Minimum	206	7.3	1,104	2.8
Drug Mandatory Minimum	1,140	40.4	10,848	27.9
Gun and Drug Mandatory Minimum	282	10.0	1,534	3.9

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¹Descriptions of variables used in this table are provided in Appendix A.

²Based on 3,692 appeals defendants with sentencing as at least one of the reasons for appeal. These cases were merged with the U.S. Sentencing Commission's Monitoring Datafiles from 1989-1997 (USSCFY89-USSCFY97).

³All guidelines cases sentenced in FY1997. Totals may vary slightly due to the different numbers of missing cases by specific variables.

SOURCE: U.S. Sentencing Commission, 1997 Appeals Datafile, APPFY97.