District of Columbia
Sentencing Commission

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Hon. Danya A. Dayson
Chairperson

Linden Fry
Executive Director

Rule 11(c)(1)(C) Plea Report - Fiscal Year 2024 (October 1, 2023 – September 30, 2024)

This report provides information on felony sentences imposed by D.C. Superior Court judges that were the result of a Rule 11(c)(1)(C) plea agreement during fiscal year 2024, which ran from October 1, 2023 to September 30, 2024. Rule 11(c)(1)(C) pleas occur when the prosecution and the defense agree upon a specified sentence or sentencing range. This agreed upon sentence is presented to the Court, which can either accept or reject the plea. If accepted, the plea agreement becomes binding on the Court. Sentences imposed pursuant to an accepted Rule 11(c)(1)(C) plea are always deemed compliant with the Guidelines regardless of if they fall within the Guidelines recommended sentence type and range.

I. Quick Reference Chart

Rule 11(c)(1)(C) plea sentencing trends – count level analysis[1] (October 1, 2023 – September 30, 2024)

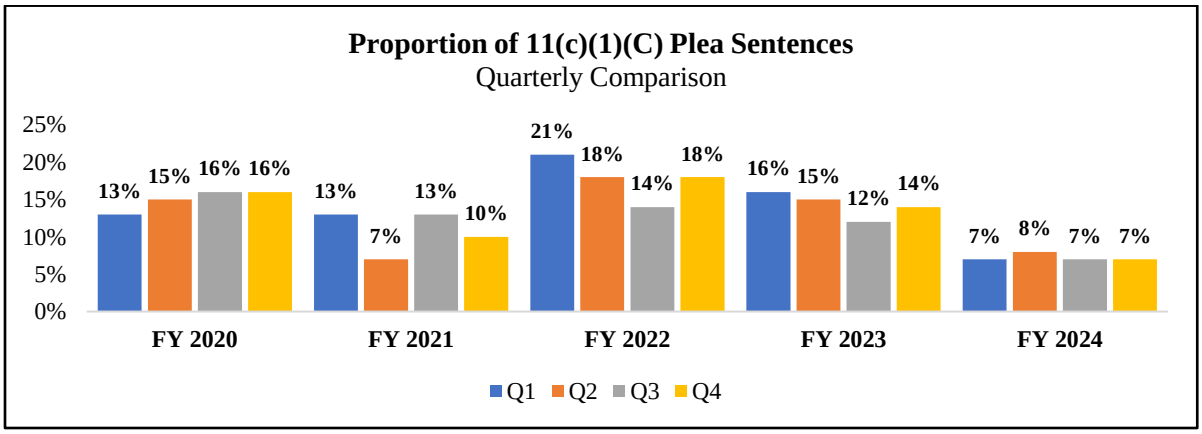
FY 24 Overall		
Total Original Felony Counts Sentenced[2]		2,023
Non-11(c)(1)(C) Pleas		1,881 (93%)
11(c)(1)(C) Pleas		142 (7%)
Guidelines Compliance of Sentences Following a Rule 11(c)(1)(C) Plea[3]		
Compliant in the Box		122 (86%)
Compliant outside the Box	Above Box	6 (4%)
	Below Box	11 (8%)
No CH Score[4]		3 (2%)
Most Frequent Among 11(c)1(C) Pleas		
Sentence Type		Prison *96% of all 11(c)(1)(C) Counts*
Offense Type		Violent *37% of all 11(c)(1)(C) Counts*
CH Group		CH Group C *32% of all 11(c)(1)(C) Counts*

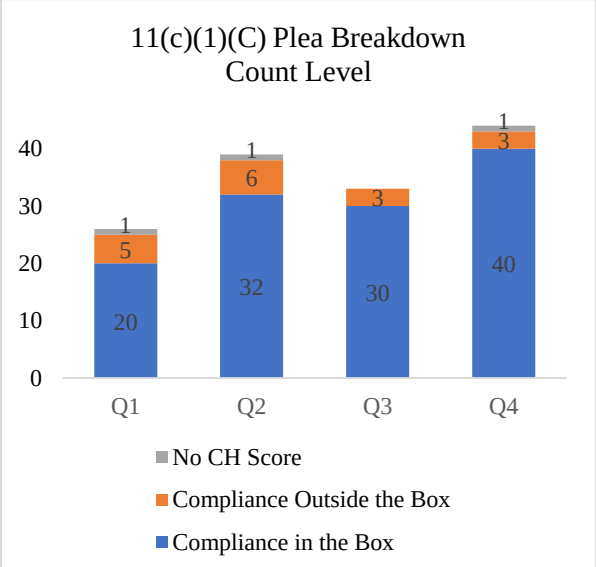
[1] Count level analysis provides an overview of sentencing practices that occur for each individual felony offense sentenced. Each case may have one or more counts sentenced and each sentenced individual may be convicted in one or more cases in a given calendar year.
[2] This analysis focuses on the day of sentencing; it does not include felony sentences following a remand from the D.C. Court of Appeals, a probation revocation, the granting of an Incarceration Reduction Amendment Act motion, or other post-conviction sentence modification.
[3] Sentences following a Rule 11(c)(1)(C) plea are analyzed as compliant in the box sentences if they fall within the recommended Guidelines range and sentencing options and are analyzed as compliant outside the box sentences if they fall outside the recommended Guidelines range and sentencing options.
[4] "No CH" refers to cases where the D.C. Superior Court did not request a Presentence Report (PSR) or a Criminal History (CH) score calculation.

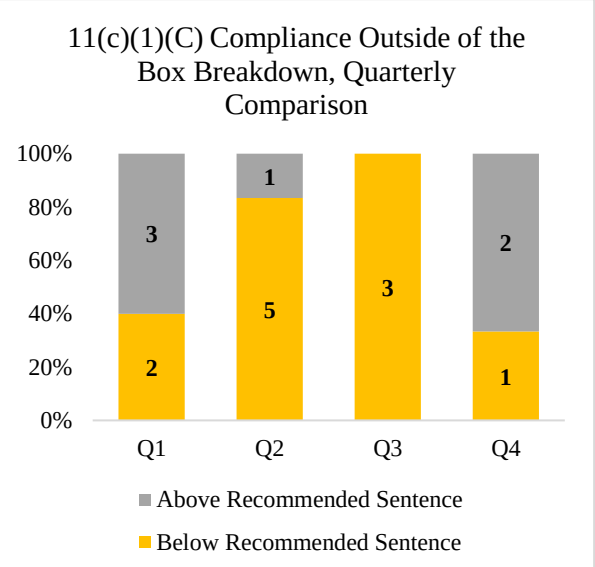
II. FY2024 Yearly Summary

- From October 1, 2023 to September 30, 2024, there were a total of 95 felony cases, consisting of 142 counts, that were sentenced pursuant to an accepted Rule 11(c)(1)(C) plea.
- Approximately 86% of all Rule 11(c)(1)(C) plea sentences imposed in FY2024 were determined to be Compliant in the Box sentences.
- A majority of the Rule 11(c)(1)(C) pleas that were Compliant outside the Box were given a sentence *below* the Guidelines recommended sentence (11 counts, 65%).

	Q1	Q2	Q3	Q4
Total Counts Sentenced	**383**	**497**	**507**	**636**
Non- Rule 11(c)(1)(C) Plea	357 (93%)	458 (92%)	474 (93%)	592 (93%)
Rule 11(c)(1)(C) Plea	26 (7%)	39 (8%)	33 (7%)	44 (7%)





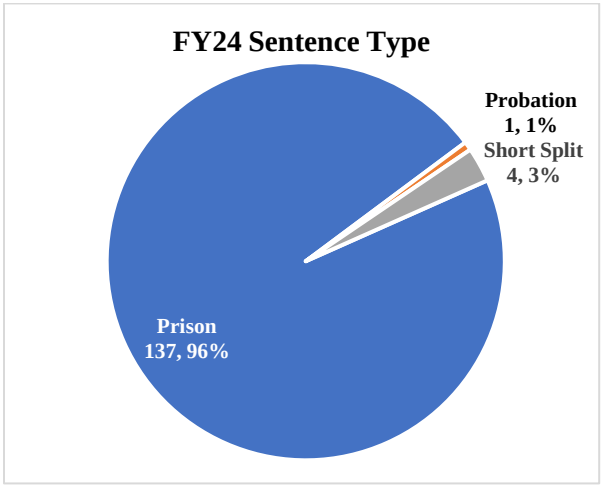


III. FY24: October 1, 2023 – September 30, 2024

A. Sentencing Trends – Count Level

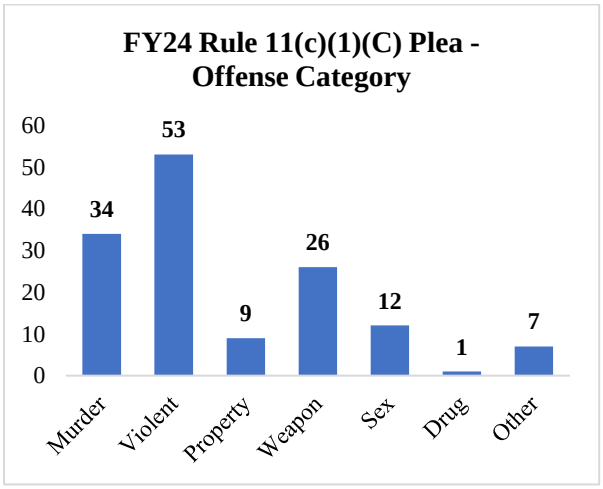
1. *Sentence Type*[5]

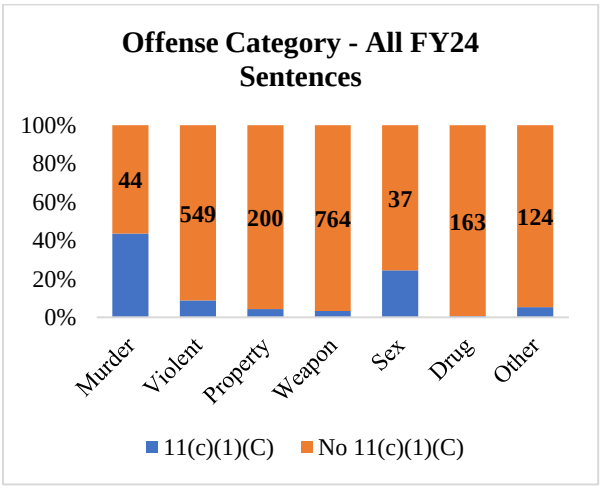
- The majority of sentences following a Rule 11(c)(1)(C) plea in FY2024 were Prison sentences (137 counts, 96%).



2. *Offense Category*[6]

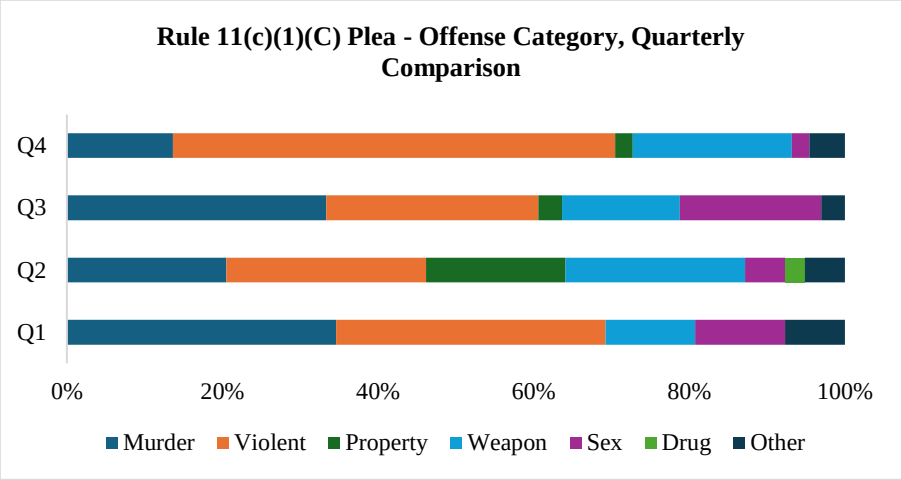
- In FY2024, Violent and Weapon offenses combined made up 56% of all sentences imposed that were the result of a Rule 11(c)(1)(C) plea.
- Combined, Violent and Murder offenses accounted for the greatest percentage of Rule 11(c)(1)(C) pleas in Q1 and Q3 (70% and 60% respectively). Comparatively, Violent and Weapon offenses combined accounted for the greatest percentage of Rule 11(c)(1)(C) pleas in Q2 and Q4 (49% and 77% respectively).





[5] Long split sentences are categorized as prison sentences because a compliant long split requires the defendant to serve at least the minimum Guidelines compliant prison sentence.

[6] Please reference page 34 of the 2023 SCDC Annual Report for a list of the Commission's offense categories and common offenses within each category.

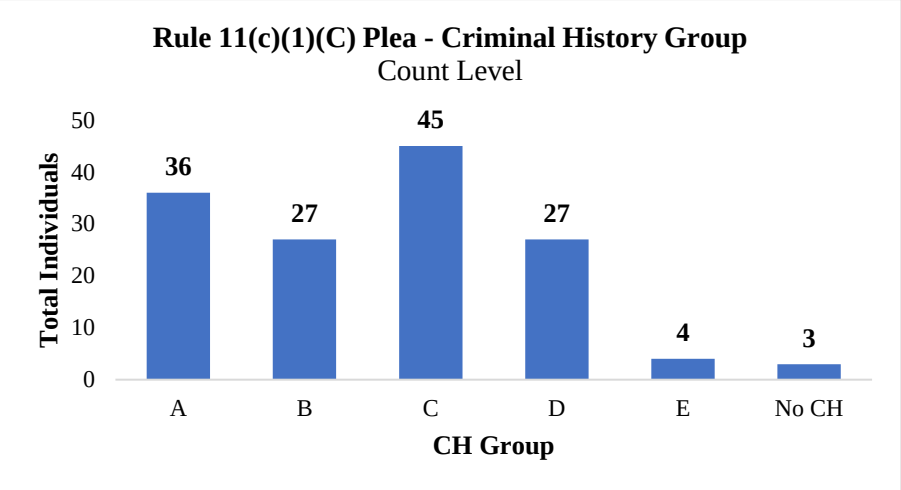


B. Individual Trends – Individual/Count Level

In FY 2024, there were 90 individuals sentenced as the result of a Rule 11(c)(1)(C) plea.

1. Criminal History

- The majority of individuals who were sentenced pursuant to a Rule 11(c)(1)(C) plea in FY2024 were in Criminal History Group C (32%), followed by Criminal History Group A (25%).



	Q1 (N=26)	Q2 (N=39)	Q3 (N=33)	Q4 (N=44)
Median CH Score	2.0	3.0	1.4	1.25
Average CH Score	1.9	3.0	1.8	2.1

2. Demographics

There were 90 individuals sentenced as the result of an 11(c)(1)(C) plea in FY2024. Of these 90 individuals:

- Majority were male (92%).[7]
  - 83 Males
  - 5 Female
  - 2 Unknown
- Majority were Black (91%).[8]
  - 82 Black
  - 3 White
  - 2 Hispanic
  - 2 Unknown
  - 1 Asian
- The age at offense ranged from 16 to 76, with an average of 30 years old and a median of 27 years old.[9]

Of the 1,237 individuals not sentenced under a Rule 11(c)(1)(C) in FY2024:

- Majority were Male (90%).
- Majority were Black (91%).
- The age at offense ranged from 16 to 71 years old, with an average of 31 years old and a median of 29 years old.[10]

[7] The Commission's data on gender is a limited binary categorization (i.e. only male or female). Gender information is obtained from Superior Court records. Gender was calculated on the individual level.

[8] Race category data used by the Commission does not capture ethnicity, thus Black individuals of Hispanic origin or White individuals of Hispanic origin are not separately presented. Race was calculated on the individual level.

[9] The age of each individual refers to his or her age at the time the offense was committed. The individual's age at the time of the offense was calculated on the count level.

[10] Age information was not available for two defendants (two counts).