

NUMBER OF DEPARTURES BY JUDICIAL DISTRICT: SENTENCED STATEWIDE 2018

Judicial District	Total Presumptive Stays	Aggravated Dispositional Departure	Judicial District	Total Presumptive Commits	Mitigated Dispositional Departure
1	1830	18	1	654	276
2	1057	7	2	756	345
3	880	3	3	481	197
4	2585	11	4	1485	493
5	724	4	5	292	117
6	535	1	6	296	143
7	1256	19	7	618	199
8	327	1	8	126	43
9	1286	29	9	469	161
10	1840	8	10	787	311
Total	12320	101	Total	5964	2285

Minnesota Sentencing Guidelines Commission (MSGC) monitoring data are offender-based, meaning cases represent offenders rather than individual charges. Offenders sentenced within the same county in a one-month period are generally counted only once, based on their most serious offense. This data request was prepared by the research staff of MSGC in fulfillment of the Commission's statutory role as a clearinghouse and information center for information on sentencing practices. This is not a policy document. Nothing in this request should be construed as a statement of existing policy or recommendation of future policy on behalf of the Commission itself, or as an authoritative interpretation of the Minnesota Sentencing Guidelines, Minnesota statutes, or case law.

Definitions

Definitions for Guidelines terminology can be found at <https://mn.gov/sentencing-guidelines/training/definitions/>

Aggravated Dispositional Departures

In 2018, 12,320 (67.4%) offenders sentenced statewide had a presumptive stayed disposition. 101 (0.8%) received an aggravated dispositional departure. Aggravated dispositional departure numbers are displayed by judicial district in column C. 54 of the 101 people requested execution of their sentence.

Effective for crimes committed on or after August 1, 2015, a sentence that is executed pursuant to an offender's right to demand execution is no longer considered an aggravated dispositional departure.

Mitigated Dispositional Departures

In 2018, 5,964 (32.6%) offenders sentenced statewide had a presumptive prison disposition. 2,285 (38.3%) offenders received a mitigated dispositional departure. The Court cited plea negotiation on the sentence in 1,022 cases (44.7%). Column G displays the mitigated dispositional departure numbers by judicial district.

Durational Departures for Offenders Receiving Prison

In 2018, 4,226 (23.1%) offenders received prison. Of the 4,226 offenders who received prison, 113 (2.7%) received an aggravated durational departure and 964 (22.8%) received a mitigated durational departure. Columns S-T display durational departure numbers by judicial district.

Judicial District	Total Received Prison	Received Prison	
		Aggravated Durational Departure	Mitigated Durational Departure
1	453	13	85
2	445	6	181
3	326	5	23
4	1078	40	416
5	196	6	25
6	160	1	23
7	519	14	89
8	101	2	2
9	408	10	60
10	540	16	60
Total	4226	113	964

NUMBER OF DEPARTURES BY JUDGE: SENTENCED DISTRICT 1, 2018

Judge Last Name	Judge First Name	Total Presumptive Commits	Number of Cases that Received a Mitigated Dispositional Departure
Abrams	Jerome B.	33	8
Asphaug	Karen	17	6
Baxter	M. Michael	22	8
Bayley	Douglas C.	32	21
Bibus	Thomas	2	2
Braaten	Eric J.	11	6
Cain	Janet L. Barke	12	7
Carter	Joseph T.	9	2
Clark	Lawrence F.	21	11
Conkel	Terrence E.	1	1
Cork	Jamie L.	12	4
Crump	Harry Seymour	1	1
Eide	Kevin W.	7	2
Gearin	Kathleen R.	2	2
King	Colleen G	13	3
Knutson	David L.	19	7
Lehmann	Christopher J.	24	16
Lennon	Caroline H.	19	4
Looby	Timothy J.	11	6
MacDonald	Erica H.	4	1
Maher	Jessica J.W.	13	7
Mark	Kevin F.	16	9
Mayer	Michael J.	7	3
McCollum	Cynthia L.	41	23
McManus	Timothy J.	30	7
McShane	John Q.	3	1
Messerich	Kathryn Davis	12	2
Moynihan	Shawn M.	17	4
O'Brien	Tanya O.	16	3
Offermann	Ann M.	13	3
Oleisky	Allen	2	2
Perkins	Richard C.	1	
Perkkio	Arlene	41	21
Pugh	Thomas W.	26	17
Simonett	Martha M.	18	9
Stacey	Rex D.	21	12
Taylor	Vicki V.	1	
Vandelist	Mark C.	20	11
Vraa	Paula D.	5	
Wahi	Richelle M.	10	2
Wentzell	Michael	17	4
Wermager	Tim D.	22	9
Wilton	Christian S.	17	4
Winters	Jody L.	13	5
TOTAL DISTRICT 1 MITIGATED DEPARTURES		654	276

Note: A word of caution about departure rates by judge: departure rates can be affected by how many cases a judge sentences, the type of cases sentenced, and the criminal history score of the cases sentenced. When performing data analysis, it is important to consider the number of offenders represented in the population. For example, if we only have four cases, and two of those cases received a dispositional departure, the departure rate is high at 50 percent, but only reflects two cases. Small sample sizes may cause low statistical power and inflated false discovery rates. The type of cases can also affect departure rates. For example, a judge may have more cases with offense types more likely to receive a departure.

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Aggravated Dispositional Departures

In 2018, 1,830 offenders in the 1st District had a presumptive stayed disposition. 18 received an aggravated dispositional departure – 8 of whom requested execution of their sentence.

Mitigated Dispositional Departures

In 2018, 654 offenders in the 1st District had a presumptive prison disposition. 276 (42.2%) offenders received a mitigated dispositional departure. The Court cited plea negotiation on the sentence in 81 cases (29.3%). Column D displays the mitigated departure numbers by judge.

Durational Departures for Offenders Receiving Prison

In 2018, 453 offenders in the 1st District received prison. Of the 453 offenders who received prison, 13 (2.9%) received an aggravated durational departure and 85 (18.8%) received a mitigated durational departure. Columns Q - R display durational departure numbers by judge.

Minnesota Sentencing Guidelines Commission (MSGC) monitoring data are offender-based, meaning cases represent offenders rather than individual charges. Offenders sentenced within the same county in a one-month period are generally counted only once, based on their most serious offense. This data request was prepared by the research staff of MSGC in fulfillment of the Commission's statutory role as a clearinghouse and information center for information on sentencing practices. This is not a policy document. Nothing in this request should be construed as a statement of existing policy or recommendation of future policy on behalf of the Commission itself, or as an authoritative interpretation of the Minnesota Sentencing Guidelines, Minnesota statutes, or case law.

Judge Last Name	Judge First Name	Total Received Prison	Durational Departure (prison only)	
			Aggravated	Mitigated
Abrams	Jerome B.	29	1	4
Asphaug	Karen	12		4
Baxter	M. Michael	17		3
Bayley	Douglas C.	13		2
Braaten	Eric J.	7		3
Cain	Janet L.	6		
Carter	Joseph T.	9	1	
Clark	Lawrence F.	15	1	3
Cork	Jamie L.	8		2
Eide	Kevin W.	7		2
King	Colleen G	13	1	
Knutson	David L.	13	1	1
Lehmann	Christopher	9	1	3
Lennon	Caroline H.	20		2
Looby	Timothy J.	7		
MacDonald	Erica H.	3		
Maher	Jessica J.W.	6		1
Mark	Kevin F.	10		4
Mayer	Michael J.	6	1	2
McCollum	Cynthia L.	20		6
McManus	Timothy J.	23		4
McShane	John Q.	2		
Messerich	Kathryn	11		4
Moynihan	Shawn M.	14		5
O'Brien	Tanya O.	13	1	3
Offermann	Ann M.	13		3
Perkins	Richard C.	1		
Perkkio	Arlene	24	1	3
Pugh	Thomas W.	12		3
Simonett	Martha M.	11		4
Stacey	Rex D.	12		3
Taylor	Vicki V.	1		
Vandelist	Mark C.	12	1	2
Vraa	Paula D.	8	1	1
Wahi	Richelle M.	10		2
Wentzell	Michael	14		
Wermager	Tim D.	15	1	3
Wilton	Christian S.	17		2
Winters	Jody L.	10	1	1
TOTAL DISTRICT 1 DURATIONAL DEPARTURE		453	13	85

NUMBER OF DEPARTURES BY JUDGE: SENTENCED DISTRICT 2, 2018

Judge Last Name	Judge First Name	Total Presumptive Commits	Number of Cases that Received a Mitigated Dispositional Departure
Awsumb	Robert	31	9
Bartscher	Joy D.	11	5
Bartsh	Shawn M.	1	
Bastian	Gary W.	49	22
Bryan	Jeffrey M.	1	1
Castro	Leonardo	10	3
Diamond	Patrick	13	7
Frisch	Jennifer L.	5	1
Gilligan, Jr.	Thomas A.	39	17
Grewing	Sara R.	78	30
Guthmann	John H.	3	1
Harris	JaPaul J.	1	
Hilgers	DeAnne	17	6
Ireland	Mark	31	21
Kyle, Jr.	Richard H.	66	25
Marek	Lezlie Ott	1	1
Millenacker	Robyn A.	1	
Mulrooney	Timothy T.	84	38
Nelson	Laura E.	2	1
Ostby	Elena L.	4	
Smith	Stephen L.	52	27
Starr	Nicole J.	89	57
Stephenson	George T.	79	42
Tilsen	Judith M.	74	29
Vuelo	Sophia Y.	7	
Warner	Teresa R.	1	1
Wilson	Edward S.	6	1
TOTAL DISTRICT 2 MITIGATED DEPARTURES		756	345

Note: A word of caution about departure rates by judge: departure rates can be affected by how many cases a judge sentences, the type of cases sentenced, and the criminal history score of the cases sentenced. When performing data analysis, it is important to consider the number of offenders represented in the population. For example, if we only have four cases, and two of those cases received a dispositional departure, the departure rate is high at 50 percent, but only reflects two cases. Small sample sizes may cause low statistical power and inflated false discovery rates. The type of cases can also affect departure rates. For example, a judge may have more cases with offense types more likely to receive a departure.

Definitions

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Aggravated Dispositional Departures

In 2018, 1,057 offenders in the 2nd District had a presumptive stayed disposition. 7 received an aggravated dispositional departure – 5 of whom requested execution of their sentence.

Mitigated Dispositional Departures

In 2018, 756 offenders in the 2nd District had a presumptive prison disposition. 345 (45.6%) offenders received a mitigated dispositional departure. The Court cited plea negotiation on the sentence in 165 cases (47.8%). Column D displays the mitigated departure numbers by judge.

Durational Departures for Offenders Receiving Prison

In 2018, 445 offenders in the 2nd District received prison. Of the 445 offenders who received prison, 6 (1.3%) received an aggravated durational departure and 181 (40.7%) received a mitigated durational departure. Columns Q-R display durational departure numbers by judge.

Minnesota Sentencing Guidelines Commission (MSGC) monitoring data are offender-based, meaning cases represent offenders rather than individual charges. Offenders sentenced within the same county in a one-month period are generally counted only once, based on their most serious offense. This data request was prepared by the research staff of MSGC in fulfillment of the Commission's statutory role as a clearinghouse and information center for information on sentencing practices. This is not a policy document. Nothing in this request should be construed as a statement of existing policy or recommendation of future policy on behalf of the Commission itself, or as an authoritative interpretation of the Minnesota Sentencing Guidelines, Minnesota statutes, or case law.

Judge Last Name	Judge First Name	Total Received Prison	Durational Departure (prison only)	
			Aggravated	Mitigated
Awsumb	Robert	23		14
Bartscher	Joy D.	7		3
Bartsh	Shawn M.	1		1
Bastian	Gary W.	29	1	11
Castro	Leonardo	7		3
Diamond	Patrick	6		1
Frisch	Jennifer L.	4		2
Gilligan, Jr.	Thomas A.	23		6
Grewing	Sara R.	49	1	18
Guthmann	John H.	2		
Harris	JaPaul J.	1		
Hilgers	DeAnne	11		8
Ireland	Mark	12		2
Kyle, Jr.	Richard H.	44	1	14
Millenacker	Robyn A.	1		
Mulrooney	Timothy T.	51		26
Nelson	Laura E.	1		
Ostby	Elena L.	5		2
Smith	Stephen L.	28		12
Starr	Nicole J.	35	1	7
Stephenson	George T.	43	2	21
Tilsen	Judith M.	50		26
Vuelo	Sophia Y.	7		4
Wilson	Edward S.	5		
TOTAL DISTRICT 2 DURATIONAL DEPARTURE		445	6	181

NUMBER OF DEPARTURES BY JUDGE: SENTENCED DISTRICT 3, 2018

Judge Last Name	Judge First Name	Total Presumptive Commits	Number of Cases that Received a Mitigated Dispositional Departure
Allen	Jacob C.	1	
Birnbaum	Robert	1	
Bueltel	Joseph A.	21	7
Buytendorp	Nancy L.	17	9
Cajacob	John T.	17	8
Chase	Joseph F.	28	12
Daily	Christa M.	22	8
Drange	Steven E.	1	
Duncan	Karen R.	23	7
Fabian	James	3	2
Hanks	Carol M.	19	7
Hayne	Lisa R.	29	9
Jacobson	Debra A.	5	2
Johnson	Jeffrey M.	7	5
King	Pamela A.W.	33	16
Kritzer	Jeffrey M.	24	7
Leahy	Mary C.	18	9
Leuning	Ross L.	16	4
Long	Christine A.	17	3
Lund	Kevin	2	1
Murphy	Dennis J.	1	1
Neisen	Christopher A.	7	4
Opat	Matthew J.	14	7
Schwab	Steven	24	7
Siefken	Kevin H.	21	4
Stevens	Christina Kilbo	21	9
Sturino	Carmaine M.	5	1
Thompson	Jeffrey D.	10	6
Wallace	Katherine M.	49	33
Walters	Terrence M.	4	3
Wieners	Joseph F.	3	
Williamson	Jodi L.	16	5
Wolf	Gerald J.	2	1
TOTAL DISTRICT 3 MITIGATED DEPARTURES		481	197

Note: A word of caution about departure rates by judge: departure rates can be affected by how many cases a judge sentences, the type of cases sentenced, and the criminal history score of the cases sentenced. When performing data analysis, it is important to consider the number of offenders represented in the population. For example, if we only have four cases, and two of those cases received a dispositional departure, the departure rate is high at 50 percent, but only reflects two cases. Small sample sizes may cause low statistical power and inflated false discovery rates. The type of cases can also affect departure rates. For example, a judge may have more cases with offense types more likely to receive a departure.

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Aggravated Dispositional Departures

In 2018, 880 offenders in the 3rd District had a presumptive stayed disposition. 3 received an aggravated dispositional departure – 2 of whom requested execution of their sentence.

Mitigated Dispositional Departures

In 2018, 481 offenders in the 3rd District had a presumptive prison disposition. 197 (41.0%) offenders received a mitigated dispositional departure. The Court cited plea negotiation on the sentence in 69 cases (35.0%). Column D displays the mitigated departure numbers by judge.

Durational Departures for Offenders Receiving Prison

In 2018, 326 offenders in the 3rd District received prison. Of the 326 offenders who received prison, 5 (1.5%) received an aggravated durational departure and 23 (7.1%) received a mitigated durational departure. Columns Q - R display durational departure numbers by judge.

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Judge Last Name	Judge First Name	Total Received Prison	Durational Departure (prison only)	
			Aggravated	Mitigated
Allen	Jacob C.	1	1	
Birnbaum	Robert	2		1
Bueltel	Joseph A.	17		
Buytendorp	Nancy L.	9		3
Cajacob	John T.	9		
Chase	Joseph F.	18		3
Daily	Christa M.	17		1
Drange	Steven E.	1		
Duncan	Karen R.	17		
Fabian	James	1		
Hanks	Carol M.	17		2
Hayne	Lisa R.	21		1
Jacobson	Debra A.	3		1
Johnson	Jeffrey M.	3		
King	Pamela A.W.	19		
Kritzer	Jeffrey M.	19		
Leahy	Mary C.	11	1	1
Leuning	Ross L.	14		
Long	Christine A.	15		3
Lund	Kevin	1		
Neisen	Christopher A.	4		
Opat	Matthew J.	7		1
Schwab	Steven	18	1	2
Siefken	Kevin H.	18		1
Stevens	Christina Kilbo	14		1
Sturino	Carmaine M.	4		
Thompson	Jeffrey D.	4		
Wallace	Katherine M.	17	2	
Walters	Terrence M.	1		
Wellmann	Fred W.	1		
Wieners	Joseph F.	5		1
Williamson	Jodi L.	15		1
Wolf	Gerald J.	3		
TOTAL DISTRICT 3 DURATIONAL DEPARTURE		326	5	23

NUMBER OF DEPARTURES BY JUDGE: SENTENCED DISTRICT 4, 2018

Judge Last Name	Judge First Name	Total Presumptive Commits	Number of Cases that Received a Mitigated Dispositional Departure
Anderson	Jamie L.	87	19
Askalani	Shereen	72	17
Barnette	Toddric S.	67	34
Bartolomei	Luis	60	28
Brandt	Gina M.	42	16
Bransford	Tanya M.	84	25
Cahill	Peter A.	1	1
Carruthers	Phillip	3	1
Chou	Marta M.	1	
Chu	Regina M.	79	20
Conroy	Lois R.	28	11
Daly	Margaret A.	85	30
Dawson	Amy E.	1	1
Garcia	Tamara G.	99	25
Holton Dimick	Martha A.	85	29
Hoyos	Juan G.	3	3
Janzen	Lisa K.	92	35
Kappelhoff	Mark	3	2
Karasov	Fred	100	36
Koch	William H.	82	36
Lefler III	Herbert P.	1	1
Mabley	Daniel H.	6	2
Manning	Bruce D.	4	3
Meyer	Kerry W.	111	27
Moore	James A.	1	
Peterson	Bruce A.	1	
Piper	David L.	2	1
Quaintance	Kathryn	100	21
Quam	Jay M.	98	37
Reding	Jeannice M.	86	32
Wahl	Edward T.	1	
TOTAL DISTRICT 4 MITIGATED DEPARTURES		1485	493

Note: A word of caution about departure rates by judge: departure rates can be affected by how many cases a judge sentences, the type of cases sentenced, and the criminal history score of the cases sentenced. When performing data analysis, it is important to consider the number of offenders represented in the population. For example, if we only have four cases, and two of those cases received a dispositional departure, the departure rate is high at 50 percent, but only reflects two cases. Small sample sizes may cause low statistical power and inflated false discovery rates. The type of cases can also affect departure rates. For example, a judge may have more cases with offense types more likely to receive a departure.

Definitions

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Aggravated Dispositional Departures

In 2018, 2,585 offenders in the 4th District had a presumptive stayed disposition. 11 received an aggravated dispositional departure – 9 of whom requested execution of their sentence.

Mitigated Dispositional Departures

In 2018, 1,485 offenders in the 4th District had a presumptive prison disposition. 493 (33.2%) offenders received a mitigated dispositional departure. The Court cited plea negotiation on the sentence in 169 cases (34.3%). Column D displays the mitigated departure number by judge.

Durational Departures for Offenders Receiving Prison

In 2018, 1,078 offenders in the 4th District received prison. Of the 1,078 offenders who received prison, 40 (3.7%) received an aggravated durational departure and 416 (38.6%) received a mitigated durational departure. Columns Q-R display durational departure numbers by judge.

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Judge Last Name	Judge First Name	Total Received Prison	Durational Departure (prison only)	
			Aggravated	Mitigated
Anderson	Jamie L.	71	1	28
Askalani	Shereen	58	3	17
Barnette	Toddric S.	47	1	24
Bartolomei	Luis	40	1	26
Brandt	Gina M.	28	3	12
Bransford	Tanya M.	66		27
Carruthers	Phillip	2	1	
Chou	Marta M.	1		
Chu	Regina M.	61	1	21
Conroy	Lois R.	18		9
Daly	Margaret A.	58		31
Garcia	Tamara G.	74	5	21
Holton Dimick	Martha A.	62	2	20
Janzen	Lisa K.	63	1	27
Kappelhoff	Mark	1		
Karasov	Fred	68	1	25
Koch	William H.	53	3	22
Lamas	Carolina A.	1		1
Mabley	Daniel H.	4		2
Manning	Bruce D.	1		
Meyer	Kerry W.	86	6	31
Moore	James A.	1		1
Peterson	Bruce A.	1		
Piper	David L.	2		
Quaintance	Kathryn	79	2	30
Quam	Jay M.	67	6	17
Reding	Jeannice M.	64	3	24
Wahl	Edward T.	1		
TOTAL DISTRICT 4 DURATIONAL DEPARTURE		1078	40	416

NUMBER OF DEPARTURES BY JUDGE: SENTENCED DISTRICT 5, 2018

Judge Last Name	Judge First Name	Total Presumptive Commits	Number of Cases that Received a Mitigated Dispositional Departure
Anderson	Gregory J.	21	5
Bentz	Darci J.	12	5
Bettters	Mark E.	20	8
Bush	Leland O.	10	5
Connell	Timothy K.	1	1
Dietrich	Michelle A.	25	10
Docherty	Robert A.	21	6
Ferrazzano	Stephen J.	15	7
Jass	Krista J.	12	5
Johnson	Kurt D.	21	8
Krehbiel	Allison L.	12	6
McCarthy	Thomas G.	2	2
Moore, III	Gordon L.	19	5
Richards	Douglas L.	1	1
Rohland	Patrick	26	10
Timmerman	Troy G.	6	4
Trushenski	Michael D.	19	10
Vajgrt	Terry S.	7	4
Walker	Bradley C.	3	
Westphal	Todd W.	12	6
Wietzema	Christina M.	20	6
Zimmer	Tricia B.	7	3
TOTAL DISTRICT 5 MITIGATED DEPARTURES		292	117

Note: A word of caution about departure rates by judge: departure rates can be affected by how many cases a judge sentences, the type of cases sentenced, and the criminal history score of the cases sentenced. When performing data analysis, it is important to consider the number of offenders represented in the population. For example, if we only have four cases, and two of those cases received a dispositional departure, the departure rate is high at 50 percent, but only reflects two cases. Small sample sizes may cause low statistical power and inflated false discovery rates. The type of cases can also affect departure rates. For example, a judge may have more cases with offense types more likely to receive a departure.

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Aggravated Dispositional Departures

In 2018, 724 offenders in the 5th District had a presumptive stayed disposition. 4 received an aggravated dispositional departure – 3 of whom requested execution of their sentence.

Mitigated Dispositional Departures

In 2018, 292 offenders in the 5th District had a presumptive prison disposition. 117 (40.1%) offenders received a mitigated dispositional departure. The Court cited plea negotiation on the sentence in 88 cases (75.2%). Column D displays the mitigated departure number by judge.

Durational Departures for Offenders Receiving Prison

In 2018, 196 offenders in the 5th District received prison. Of the 196 offenders who received prison, 6 (3.1%) received an aggravated durational departure and 25 (12.8%) received a mitigated durational departure. Columns Q-R display durational departure numbers by judge.

Judge Last Name	Judge First Name	Total Received Prison	Durational Departure (prison only)	
			Aggravated	Mitigated
Anderson	Gregory J.	19		
Bentz	Darci J.	7		1
Bettters	Mark E.	12		
Bush	Leland O.	7		1
Dietrich	Michelle A.	18	1	
Docherty	Robert A.	16		3
Ferrazzano	Stephen J.	8		
Jass	Krista J.	8		
Johnson	Kurt D.	13	1	1
Krehbiel	Allison L.	7		3
Moore, III	Gordon L.	15	1	
Rohland	Patrick	18		
Timmerman	Troy G.	2		1
Trushenski	Michael D.	12		6
Vajgrt	Terry S.	6		1
Walker	Bradley C.	3	1	1
Westphal	Todd W.	7	1	
Wietzema	Christina M.	14	1	7
Zimmer	Tricia B.	4		
TOTAL DISTRICT 5 DURATIONAL DEPARTURE		196	6	25

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NUMBER OF DEPARTURES BY JUDGE: SENTENCED DISTRICT 6, 2018

Judge Last Name	Judge First Name	Total Presumptive Commits	Number of Cases that Received a Mitigated Dispositional Departure
Ackerson	David E.	10	4
Anderson	Michelle M.	8	5
Beiers	Leslie E.	14	3
Cuzzo	Michael J.	7	2
DeSanto	John E.	3	1
Eichenwald	Jill A.	24	12
Floerke	Shaun R.	23	15
Friday	Robert C.	7	1
Harris	Dale O.	23	14
Hylden	Eric D.	14	5
Johnson	David M.	25	11
Larson	Gary R.	2	1
Macaulay	Robert E.	26	11
Munger	Mark A.	22	12
Neo	Theresa M.	16	8
Pagliaccetti	Gary J.	35	17
Starr	Mark M.	20	10
Sullivan	Rachel C.	2	1
Tarnowski	Sally L.	15	10
TOTAL DISTRICT 6 MITIGATED DEPARTURES		296	143

Note: A word of caution about departure rates by judge: departure rates can be affected by how many cases a judge sentences, the type of cases sentenced, and the criminal history score of the cases sentenced. When performing data analysis, it is important to consider the number of offenders represented in the population. For example, if we only have four cases, and two of those cases received a dispositional departure, the departure rate is high at 50 percent, but only reflects two cases. Small sample sizes may cause low statistical power and inflated false discovery rates. The type of cases can also affect departure rates. For example, a judge may have more cases with offense types more likely to receive a departure.

Definitions

Definitions for Guidelines terminology can be found at <https://mn.gov/sentencing-guidelines/training/definitions/>

Aggravated Dispositional Departures

In 2018, 535 offenders in the 6th District had a presumptive stayed disposition. One received an aggravated dispositional departure.

Mitigated Dispositional Departures

In 2018, 296 offenders in the 6th District had a presumptive prison disposition. 143 (48.3%) offenders received a mitigated dispositional departure. The Court cited plea negotiation on the sentence in 92 cases (64.3%). Column D displays the mitigated departure numbers by judge.

Durational Departures for Offenders Receiving Prison

In 2018, 160 offenders in the 6th District received prison. Of the 160 offenders who received prison, 1 (0.6%) received an aggravated durational departure and 23 (14.4%) received a mitigated durational departure. Columns Q-R display durational departure numbers by judge.

Minnesota Sentencing Guidelines Commission (MSGC) monitoring data are offender-based, meaning cases represent offenders rather than individual charges. Offenders sentenced within the same county in a one-month period are generally counted only once, based on their most serious offense. This data request was prepared by the research staff of MSGC in fulfillment of the Commission's statutory role as a clearinghouse and information center for information on sentencing practices. This is not a policy document. Nothing in this request should be construed as a statement of existing policy or recommendation of future policy on behalf of the Commission itself, or as an authoritative interpretation of the Minnesota Sentencing Guidelines, Minnesota statutes, or case law.

Judge Last Name	Judge First Name	Total Received Prison	Durational Departure (prison only)	
			Aggravated	Mitigated
Ackerson	David E.	6		1
Anderson	Michelle M.	4		1
Beiers	Leslie E.	11		1
Cuzzo	Michael J.	5		
DeSanto	John E.	3		
Eichenwald	Jill A.	12		1
Floerke	Shaun R.	10		
Friday	Robert C.	6		2
Harris	Dale O.	9		
Hylden	Eric D.	9		1
Johnson	David M.	14		1
Larson	Gary R.	2		
Macaulay	Robert E.	16		7
Munger	Mark A.	10		1
Neo	Theresa M.	8	1	2
Pagliaccetti	Gary J.	19		2
Starr	Mark M.	10		2
Sullivan	Rachel C.	1		
Tarnowski	Sally L.	5		1
TOTAL DISTRICT 6 DURATIONAL DEPARTURE		160	1	23

NUMBER OF DEPARTURES BY JUDGE: SENTENCED DISTRICT 7, 2018

Judge Last Name	Judge First Name	Total Presumptive Commits	Number of Cases that Received a Mitigated Dispositional Departure
Anderson	Douglas P.	11	7
Anderson	Steven A.	13	3
Benson	Daniel A.	8	2
Benson	Sharon G.	17	7
Cahill	Steven J.	8	2
Carlson	Jay D.	29	6
Carrott	Ann L.	6	
Cashman	William J.	30	12
Churchwell	Timothy M.	10	2
Clark	Douglas B.	10	4
Clark	Michelle L.	3	0
Davick-Halfen	Kris	30	9
Fritz	Michael D.	11	1
Gustafson	Amber B.	15	5
Hanson	Barbara R.	22	7
Hennesy	Sarah E.	42	10
Jesse	Michael S.	18	5
Kulick	Gail T.	22	11
Landwehr	Vicki E.	1	
Lawson	Michelle W.	24	5
Mahler	Mary B.	38	14
Merkins	Tammy L.	4	4
Miller	Kevin M.	10	5
Pearson	Andrew B.	52	22
Poston	Janet Nordell	1	
Quinn	Matthew M.	21	6
Raupp	Robert	20	4
Robertson	Sally Ireland	8	2
Scherer	John H.	28	8
Senyk	Waldemar B.	9	4
Thilmony	Gretchen D.	33	13
Vaa	Galen	11	2
Wang	Shan C.	31	8
Weiler	Leonard A.	16	6
Wetzel	Antoinette C.	6	3
TOTAL DISTRICT 7 MITIGATED DEPARTURES		618	199

Note: A word of caution about departure rates by judge: departure rates can be affected by how many cases a judge sentences, the type of cases sentenced, and the criminal history score of the cases sentenced. When performing data analysis, it is important to consider the number of offenders represented in the population. For example, if we only have four cases, and two of those cases received a dispositional departure, the departure rate is high at 50 percent, but only reflects two cases. Small sample sizes may cause low statistical power and inflated false discovery rates. The type of cases can also affect departure rates. For example, a judge may have more cases with offense types more likely to receive a departure.

Definitions

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Aggravated Dispositional Departures

In 2018, 1,256 offenders in the 7th District had a presumptive stayed disposition. 19 received an aggravated dispositional departure – 12 of whom requested execution of their sentence.

Mitigated Dispositional Departures

In 2018, 618 offenders in the 7th District had a presumptive prison disposition. 199 (32.2%) offenders received a mitigated dispositional departure. The Court cited plea negotiation on the sentence in 112 cases (56.3%). Column D displays the mitigated departure numbers by judge.

Durational Departures for Offenders Receiving Prison

In 2018, 519 offenders in the 7th District received prison. Of the 519 offenders who received prison, 14 (2.7%) received an aggravated durational departure and 89 (17.1%) received a mitigated durational departure. Columns Q-R display durational departure numbers by judge.

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Judge Last Name	Judge First Name	Total Received Prison	Durational Departure (prison only)	
			Aggravated	Mitigated
Anderson	Douglas P.	5		2
Anderson	Steven A.	20		2
Benson	Daniel A.	9		0
Benson	Sharon G.	13		2
Cahill	Steven J.	9		1
Carlson	Jay D.	27		1
Carrott	Ann L.	7		1
Cashman	William J.	22	2	5
Churchwell	Timothy M.	12	1	1
Clark	Douglas B.	7		1
Clark	Michelle L.	3		0
Davick-Halfen	Kris	23	1	10
Fritz	Michael D.	11		2
Grunke	Frederick L.	1		
Gustafson	Amber B.	12	1	
Hanson	Barbara R.	17		2
Hennesy	Sarah E.	36	1	11
Jesse	Michael S.	16		1
Knapp	Thomas	1		
Kulick	Gail T.	13		
Landwehr	Vicki E.	1		1
Lawson	Michelle W.	23	1	
Mahler	Mary B.	30		8
Merkins	Tammy L.	2		
Miller	Kevin M.	6		
Pearson	Andrew B.	40	2	9
Poston	Janet Nordell	1	1	
Quinn	Matthew M.	21		4
Raupp	Robert	19		
Robertson	Sally Ireland	7		
Scherer	John H.	22		10
Senyk	Waldemar B.	5		
Thilmony	Gretchen D.	21	1	1
Vaa	Galen	10	1	1
Wang	Shan C.	29	1	12
Weiler	Leonard A.	14	1	
Wetzel	Antoinette C.	3		1
Yon	Tamara L.	1		
TOTAL DISTRICT 7 DURATIONAL DEPARTURE		519	14	89

NUMBER OF DEPARTURES BY JUDGE: SENTENCED DISTRICT 8, 2018

Judge Last Name	Judge First Name	Total Presumptive Commits	Number of Cases that Received a Mitigated Dispositional Departure
Beckman	Stephanie L.	19	7
Doll	Amy J.	11	4
Glasrud	Charles	12	3
Hanson	Rodney C.	7	3
Knutsen	Dwayne	7	2
Mennis	David L.	9	
Seibel	Gerald J.	1	1
Slieter	Randall J.	15	10
Thompson	Michael J.	23	10
Van Hon	Thomas W.	13	2
Wentzell	Stephen J.	9	1
TOTAL DISTRICT 8 MITIGATED DEPARTURES		126	43

Minnesota Sentencing Guidelines Commission (MSGC) monitoring data are offender-based, meaning cases represent offenders rather than individual charges. Offenders sentenced within the same county in a one-month period are generally counted only once, based on their most serious offense. This data request was prepared by the research staff of MSGC in fulfillment of the Commission's statutory role as a clearinghouse and information center for information on sentencing practices. This is not a policy document. Nothing in this request should be construed as a statement of existing policy or recommendation of future policy on behalf of the Commission itself, or as an authoritative interpretation of the Minnesota Sentencing Guidelines, Minnesota statutes, or case law.

Note: A word of caution about departure rates by judge: departure rates can be affected by how many cases a judge sentences, the type of cases sentenced, and the criminal history score of the cases sentenced. When performing data analysis, it is important to consider the number of offenders represented in the population. For example, if we only have four cases, and two of those cases received a dispositional departure, the departure rate is high at 50 percent, but only reflects two cases. Small sample sizes may cause low statistical power and inflated false discovery rates. The type of cases can also affect departure rates. For example, a judge may have more cases with offense types more likely to receive a departure.

Definitions

Definitions for Guidelines terminology can be found at <https://mn.gov/sentencing-guidelines/training/definitions/>

Aggravated Dispositional Departures

In 2018, 327 offenders in the 8th District had a presumptive stayed disposition. One received an aggravated dispositional departure. This person requested execution of their sentence.

Mitigated Dispositional Departures

In 2018, 126 offenders in the 8th District had a presumptive prison disposition. 43 (34.1%) offenders received a mitigated dispositional departure. The Court cited plea negotiation on the sentence in 23 cases (53.5%). Column D displays the mitigated departure numbers by judge.

Durational Departures for Offenders Receiving Prison

In 2018, 101 offenders in the 8th District received prison. Of the 101 offenders who received prison, 2 (2.0%) received an aggravated durational departure and 2 (2.0%) received a mitigated durational departure. Columns Q-R display durational departure numbers by judge.

Judge First Name	Judge Last Name	Total Received Prison	Durational Departure (prison only)	
			Aggravated	Mitigated
Beckman	Stephanie L.	12		
Doll	Amy J.	7		
Glasrud	Charles	11	1	
Hanson	Rodney C.	5		1
Knutsen	Dwayne	8		
Listug	Melissa J.	1		
Mennis	David L.	12		
Slieter	Randall J.	6	1	1
Thompson	Michael J.	14		
Van Hon	Thomas W.	16		
Wentzell	Stephen J.	9		
TOTAL DISTRICT 8 DURATIONAL DEPARTURE		101	2	2

NUMBER OF DEPARTURES BY JUDGE: SENTENCED DISTRICT 9, 2018

Judge Last Name	Judge First Name	Total Presumptive Commits	Number of Cases that Received a Mitigated Dispositional Departure
Askegaard	Erik J.	22	11
Austad	Jana M.	12	6
Benshoof	Paul T.	18	1
Cahill	Steven J.	1	1
Chandler	Heidi M.	28	19
DeMay	Kristine R.	20	12
Dixon	Donna K.	8	5
Harrington	David F.	24	5
Hermerding	David F.	26	13
Huseby	Annie P.	8	
Lang	Lois J.	10	6
Lange	Steven Z.	3	2
LeDuc, II	Charles H.	4	2
Marben	Kurt J.	15	2
Maturi	Jon	11	1
Maus	Earl E.	17	6
McBroom	Sarah L.	1	
Melbye	John G.	12	3
Metzen	Leslie M.	2	
Rasmussen	Paul E.	8	1
Rasmusson	Anne Marie	31	7
Remick	Jeffrey S.	38	9
Schieferdecker	Eric P.	11	5
Schluchter	Shari R.	28	5
TenEyck	David	29	9
Tiffany	Robert D.	8	
Wahwassuck	Korey	37	20
Wolf	Dale A.	1	
Yon	Tamara L.	33	8
Zimmerman	Richard A.	3	2
TOTAL DISTRICT 9	MITIGATED	469	161
DEPARTURES			

Note: A word of caution about departure rates by judge: departure rates can be affected by how many cases a judge sentences, the type of cases sentenced, and the criminal history score of the cases sentenced. When performing data analysis, it is important to consider the number of offenders represented in the population. For example, if we only have four cases, and two of those cases received a dispositional departure, the departure rate is high at 50 percent, but only reflects two cases. Small sample sizes may cause low statistical power and inflated false discovery rates. The type of cases can also affect departure rates. For example, a judge may have more cases with offense types more likely to receive a departure.

Definitions

Definitions for Guidelines terminology can be found at <https://mn.gov/sentencing-guidelines/training/definitions/>

Aggravated Dispositional Departures

In 2018, 1,286 offenders in the 9th District had a presumptive stayed disposition. 29 received an aggravated dispositional departure – 9 of whom requested execution of their sentence.

Mitigated Dispositional Departures

In 2018, 469 offenders in the 9th District had a presumptive prison disposition. 161 (34.3%) offenders received a mitigated dispositional departure. The Court cited plea negotiation on the sentence in 111 cases (68.9%). Column D displays the mitigated departure numbers by judge.

Durational Departures for Offenders Receiving Prison

In 2018, 408 offenders in the 9th District received prison. Of the 408 offenders who received prison, 10 (2.5%) received an aggravated durational departure and 60 (14.7%) received a mitigated durational departure. Columns Q-R display durational departure numbers by judge.

Minnesota Sentencing Guidelines Commission (MSGC) monitoring data are offender-based, meaning cases represent offenders rather than individual charges. Offenders sentenced within the same county in a one-month period are generally counted only once, based on their most serious offense. This data request was prepared by the research staff of MSGC in fulfillment of the Commission's statutory role as a clearinghouse and information center for information on sentencing practices. This is not a policy document. Nothing in this request should be construed as a statement of existing policy or recommendation of future policy on behalf of the Commission itself, or as an authoritative interpretation of the Minnesota Sentencing Guidelines, Minnesota statutes, or case law.

Judge Last Name	Judge First Name	Total Received Prison	Durational Departure (prison only)	
			Aggravated	Mitigated
Askegaard	Erik J.	15		2
Austad	Jana M.	8		
Benshoof	Paul T.	20		2
Chandler	Heidi M.	13		1
DeMay	Kristine R.	10		
DeSanto	John E.	1		
Dixon	Donna K.	3		1
Harrington	David F.	28	1	7
Hermerding	David F.	16		2
Huseby	Annie P.	8		
Lang	Lois J.	4		
Lange	Steven Z.	3		2
LeDuc, II	Charles H.	4		3
Marben	Kurt J.	18		2
Maturi	Jon	12		4
Maus	Earl E.	16	2	
McBroom	Sarah L.	1		
Melbye	John G.	12		1
Metzen	Leslie M.	3		3
Rasmussen	Paul E.	10		1
Rasmusson	Anne Marie	32	1	5
Remick	Jeffrey S.	43	2	6
Schieferdecker	Eric P.	7		1
Schluchter	Shari R.	26	1	1
Senyk	Waldemar B.	1		
TenEyck	David	25		3
Tiffany	Robert D.	9		
Wahwassuck	Korey	18	1	4
Wolf	Dale A.	2		
Yon	Tamara L.	37	2	7
Zimmerman	Richard A.	3		2
TOTAL DISTRICT 9				
DURATIONAL DEPARTURE		408	10	60

NUMBER OF DEPARTURES BY JUDGE: SENTENCED DISTRICT 10, 2018

Judge Last Name	Judge First Name	Total Presumptive Commits	Number of Cases that Received a Mitigated Dispositional Departure
Brosnahan	Amy R.	16	3
Buccicone	Brianne J.	21	5
Cain	Janet L. Barke	1	
Cunningham	James A.	29	22
Davis	Michele A.	24	13
Dehen	John	6	3
Dowdal	Bridgid E.	16	6
Ekstrum	B. William	2	1
Fitzpatrick	Thomas M.	20	5
Flanagan	Patrick W.	13	4
Fountain	Bethany A.	18	8
Fredrickson	Tammi A.	15	6
Freeman	Juanita C.	1	
Galler	Gregory G.	16	2
Halsey	Stephen M.	6	3
Hannon	Mary E.	10	2
Hawley	Sheridan	18	5
Hiljus	Stoney L.	13	2
Hoffman	John C.	18	10
Ilkka	Richard C.	24	9
Jasper	Jenny Walker	65	36
Jasper	Jonathan N.	24	9
Johnson	Lawrence R.	5	3
Jude	Tad	19	6
Kaminsky	Walter	22	9
Klossner	John D.	17	3
Larson	Kristin C.	24	14
Lehmann	Thomas R.	2	1
Logering	Nancy	7	
Maas	Ellen L.	15	2
Martin	Krista K.	18	6
McBride	John R.	26	9
McCarthy	Karin L.	4	2
McPherson	Catherine	4	2
Meslow	Douglas B.	19	12
Meyer	Kerry W.	1	
Miles	Susan R.	20	6
Mottl	Kathleen A.	17	6
O'Fallon	Daniel A.	13	4
Rancourt	Robert G.	12	4
Schoffelman	Todd R.	8	6
Schurrer	Gary R.	24	10
Strand	Elizabeth	14	7
Street	Dyanna L.	25	5
Sullivan	Barry A.	10	2
Tenney	Geoffrey W.	19	11
Wynn	Heather	22	7
Yunker	Mary	30	12
TOTAL DISTRICT 10		787	311
MITIGATED DEPARTURES			

Note: A word of caution about departure rates by judge: departure rates can be affected by how many cases a judge sentences, the type of cases sentenced, and the criminal history score of the cases sentenced. When performing data analysis, it is important to consider the number of offenders represented in the population. For example, if we only have four cases, and two of those cases received a dispositional departure, the departure rate is high at 50 percent, but only reflects two cases. Small sample sizes may cause low statistical power and inflated false discovery rates. The type of cases can also affect departure rates. For example, a judge may have more cases with offense types more likely to receive a departure.

Definitions

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Aggravated Dispositional Departures

In 2018, 1,840 offenders in the 10th District had a presumptive stayed disposition. 8 received an aggravated dispositional departure – 5 of whom requested execution of their sentence.

Mitigated Dispositional Departures

In 2018, 787 offenders in the 10th District had a presumptive prison disposition. 311 (39.5%) offenders received a mitigated dispositional departure. The Court cited plea negotiation on the sentence in 112 cases (36.0%). Column D displays the mitigated departure numbers by judge.

Durational Departures for Offenders Receiving Prison

In 2018, 540 offenders in the 10th District received prison. Of the 540 offenders who received prison, 16 (3.0%) received an aggravated durational departure and 60 (11.1%) received a mitigated durational departure. Columns Q-R display durational departure numbers by judge.

Minnesota Sentencing Guidelines Commission (MSGC) monitoring data are offender-based, meaning cases represent offenders rather than individual charges. Offenders sentenced within the same county in a one-month period are generally counted only once, based on their most serious offense. This data request was prepared by the research staff of MSGC in fulfillment of the Commission's statutory role as a clearinghouse and information center for information on sentencing practices. This is not a policy document. Nothing in this request should be construed as a statement of existing policy or recommendation of future policy on behalf of the Commission itself, or as an authoritative interpretation of the Minnesota Sentencing Guidelines, Minnesota statutes, or case law.

Judge Last Name	Judge First Name	Total Received Prison	Durational Departure (prison only)	
			Aggravated	Mitigated
Bollman	Suzanne	7		1
Brosnahan	Amy R.	13		1
Buccicone	Brianne J.	17	1	1
Cain	Janet L. Barke	1		
Cunningham	James A.	7		3
Davis	Michele A.	13	1	2
Dehen	John	4		
Dehn	James E.	1		
Dowdal	Bridgid E.	10	1	3
Ekstrum	B. William	1		
Fitzpatrick	Thomas M.	18		4
Flanagan	Patrick W.	10		
Fountain	Bethany A.	14		5
Fredrickson	Tammi A.	12		3
Freeman	Juanita C.	1		1
Galler	Gregory G.	15	1	1
Halsey	Stephen M.	4		1
Hannon	Mary E.	8		2
Hawley	Sheridan	14		2
Hiljus	Stoney L.	14		
Hoffman	John C.	9	1	1
Ilkka	Richard C.	17		2
Jasper	Jenny Walker	31	1	0
Jasper	Jonathan N.	16	0	2
Johnson	Lawrence R.	2		1
Jude	Tad	16		2
Kaminsky	Walter	16		1
Klossner	John D.	16		
Larson	Kristin C.	15	1	
Lehmann	Thomas R.	1		
Logering	Nancy	9		
Maas	Ellen L.	13		7
Martin	Krista K.	14		
McBride	John R.	17		4
McCarthy	Karin L.	2		
McPherson	Catherine	6		
Meslow	Douglas B.	11	2	1
Meyer	Kerry W.	1		
Miles	Susan R.	15	2	
Mottl	Kathleen A.	12		1
O'Fallon	Daniel A.	10	1	
Rancourt	Robert G.	8	1	2
Schoffelman	Todd R.	2		
Schurrer	Gary R.	15	1	2
Strand	Elizabeth	8	1	2
Street	Dyanna L.	21	1	1
Sullivan	Barry A.	8		
Tenney	Geoffrey W.	9		
Wynn	Heather	16		
Yunker	Mary	20		1
TOTAL DISTRICT 10		540	16	60
DURATIONAL DEPARTURE				