

Table 1: Summary statistics of convictions from Appellate courts, 2011-2012: Percentage share of cases where the respective circumstance occurs

Variable	Percent
§192a, 1. (forcible rape)	69.9
§192b, 1. (incapacitated rape)	27.1
§192c, 1. (forcing someone to sex with themselves or others)	2.3
§192, 2. (intercourse/premeditated rape)	72.9
§192, 3. (victim dies or carried out in particular harmful manner)	7.5
§192, 4. (gross negligence)	3.8
§49 (attempted rape)	9.0
§77 (aggravating)	78.9
§78 (mitigating)	54.9
After legislative revision June 2010	45.9
§205 (Aided and abetted)	3.0
More than one victim	25.4
Convicted for other crimes in addition to rape	31.6
Private space	76.7
Prior relationship	54.5
Party-related	42.7
Marital relationship (current marital or cohabiting status)	11.3
Marital relationship (former marital or cohabiting status)	8.3
§219 and/or §228 (domestic violence)	12.8
Convict race (majority)	46.8

Table 2: Average unconditional sentence months for cases where the respective provision is applied ('yes') and when respective provision is not applied ('no')

Variable	Yes	No
§192a, 1. (forcible rape)	51.4	30.9
§192b, 1. (incapacitated rape)	30.9	50.6
§192c, 1. (forcing someone to sex with themselves or others)	51.0	45.1
§192, 2. (intercourse/premeditated rape)	50.4	31.4
§192, 3. (victim dies or carried out in particular harmful manner)	56.8	44.3
§192, 4. (gross negligence)	16.8	46.4

§49 (attempted rape)	29.8	46.8
§77 (aggravating)	49.5	29.2
§78 (mitigating)	39.4	52.3
After June 2010	54.7	37.2
§205 (Aided and abetted)	31.0	45.7
Serial rape (more than one victim)	68.9	37.7
Convicted for other crimes in addition to rape	55.6	40.8
§219 and/or §228 (domestic violence)	64.5	42.4

Table 3: Average unconditional sentence months for cases for rapes that did ('yes') or did not ('no') happen in a private space; at a party, between parties with a prior relationship; between currently or formerly married or cohabiting partners; and by a perpetrator from a racial majority group.

Variable	Yes	No
Private	41.7	55.6
Prior relationship	40.8	50.3
Party	34.3	53.0
Current marital or cohabiting status	63.0	43.0
Former marital or cohabiting status	46.1	45.2
Convict race (majority)	36.5	52.8

Table 4: Results. The effects of spatial context and the control variables on the number of unconditional prison sentence months

Variable	Estimate	Std. Err.
§192a, 1. (forcible rape)	0.17	0.24
§192b, 1. (incapacitated rape)	0.01	0.23
§192c, 1. (forcing someone to sex with themselves or others)	0.50	0.31
§192, 2. (intercourse/premeditated rape)	0.29***	0.11
§192, 3. (victim dies or carried out in particular harmful manner)	0.12	0.17
§192, 4. (gross negligence)	-0.71***	0.24

§49 (attempted rape)	-0.41**	0.17
§77 (aggravating)	0.35***	0.13
§78 (mitigating)	-0.30***	0.10
After legislative revision June 2010	0.47***	0.09
§205 (Aided and abetted)	-0.26	0.26
Convicted for other crimes in addition to rape	0.24**	0.11
Number of victims	0.24**	0.11
Private space	-0.30***	0.11
Number of observations	135	
R squared	0.56	

Notes on significance level: *** p<0.01, ** p<0.05, * p<0.1

Table 5: Results. The effects of prior relationship on the number of unconditional prison sentence months

Variable	Estimate	Std. Err.
Prior relationship	-0.18*	0.09
Number of observations	135	
R squared	0.55	

Notes on significance level: *** p<0.01, ** p<0.05, * p<0.1. The control variables are included in the analysis but the estimates are not reported.

Table 6: Results. The effects of social context (party) on the number of unconditional prison sentence months

Variable	Estimate	Std. Err.
Party/social context	-0.20*	0.11
Number of observations	135	
R squared	0.56	

Notes on significance level: *** p<0.01, ** p<0.05, * p<0.1. The control variables are included in the analysis but the estimates are not reported.

Table 7: Results. The effects of accuser-convict marital relationship status on the number of unconditional prison sentence months

Variable	Estimate	Std. Err.
Current marital or cohabiting status	-0.21	0.26
Former marital or cohabiting status	-0.26	0.19
Domestic violence	0.51**	0.24

Number of observations	135
R squared	0.56

Notes on significance level: *** p<0.01, ** p<0.05, * p<0.1. The control variables are included in the analysis but the estimates are not reported.

Table 8: Results. The effects of convict racial background on the number of unconditional prison sentence months

Variable	Estimate	Std. Err.
Perpetrator race = Majority	-0.20*	0.10
Number of observations	135	
R squared	0.54	

Notes on significance level: *** p<0.01, ** p<0.05, * p<0.1. The control variables are included in the analysis but the estimates are not reported.