

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE
30TH JUDICIAL DISTRICT AT MEMPHIS
DIVISION V

GLEN TYLER YOUNG)	
Petitioner,)	
VS.)	No. 19-05309
)	
STATE OF TENNESSEE,)	
Respondent.)	

ORDER REVOKING PRETRIAL BAIL PENDING REVOCATION HEARING

This cause came on to be heard on the 29th day of March, 2021, initiated by this court *sua sponte* upon learning of a new felony arrest while out on bond for aggravated kidnapping, et al., and the record as a whole. An evidentiary hearing was set within a reasonable time for April 7, 2021.

1. "If after the defendant is released upon personal recognizance, an unsecured personal appearance bond, or any other bond approved by the court, the defendant violates a condition of release, **is charged with an offense committed during the defendant's release**, (emphasis added) or engages in conduct which results in the obstruction of the orderly and expeditious progress of the trial or other proceedings, then the court may revoke and terminate the defendant's bond and order the defendant held without bail pending trial or without release during trial." Tenn. Code Ann. § 40-11-141(b).
2. "A pretrial bail revocation proceeding under Tennessee Code Annotated section 40-11-141(b) can be initiated by the trial judge, *sua sponte*, or by the State filing a written motion setting forth at least one statutory ground for revocation." *State v. Burgins*, 464 S.W.3d 298, 310 (2015).
3. Defendant was released on a bond in the amount of \$3000.00 on the above listed indictment May 14, 2019 with said bond commensurate with the misdemeanor assault charge to which he was held to the action of the grand jury.
4. Defendant was indicted August 20, 2019 for the class B felony Aggravated Kidnapping, two counts of Domestic Assault, and Vandalism.
5. On May 11, 2020 the public defender was appointed to represent the defendant.
6. Subsequently the defendant, while on bond, requested a jury trial date of March 29, 2021.
7. In between the date the case was set for trial and the trial date of March 29, 2021 the defendant was rearrested December 19, 2020 on a new felony Aggravated Assault charge.
8. This court on the trial date of March 29, 2021, upon discovering the defendant had a new felony arrest, revoked the defendant's bond, *sua sponte*, pending a hearing.

9. The State of Tennessee requested two weeks for the revocation hearing in order to issue subpoenas and for the pretrial service personnel enough time to prepare a bond report. This court found that length of time to be an unreasonable delay and ordered the hearing to be on April 7, 2021.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that bond be revoked pending a bond hearing on April 7, 2021.

Entered this 29th day of March, 2021.

James M. Lammey, Jr.
Criminal Court, Div. V