## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,		
v.	Plaintiff, ) Case No. 20-MJ-00380-JFJ	
TYLER AUSTIN MCGHEE , )  Defendant. )		
MOTION FOR DETENTION HEARING		
Pursi	uant to 18 U.S.C. §§ 3142 (e) and (f), the United States of America hereby	
requests tha	t the Court hold a hearing to determine whether any condition, or combination	
of condition	as, as set forth in 18 U.S.C. § 3142(c), will reasonably assure the appearance of	
the Defenda	ant as required and the safety of any other person and the community.	
The o	detention hearing requested herein is sought based upon the following:	
	The offense charged is a crime of violence.	
	The Defendant is charged under 18 U.S.C. § 924(c) and is subject to the rebuttable presumption provisions of 18 U.S.C. § 3142(e).	
	The offense charged carries a maximum sentence of life imprisonment or death.	
	The offense charged carries a maximum term of imprisonment of ten (10) years or more pursuant to the Controlled Substances Act (21 U.S.C. § 801, et seq.), the Controlled Substances Import and Export Act (21 U.S.C. § 951 et seq.), or the Maritime Drug Law Enforcement Act (46 U.S.C. App. § 1901, et seq.), and the Defendant is subject to the rebuttable presumption provisions of 18 U.S.C. § 3142(e).	

	The offense charged is a felony which was committed after the Defendant had been convicted of two or more prior offenses described in 18 U.S.C. § 3142(f)(1)(A) through (C), or two or more state or local offenses that would have been offenses if a circumstance giving rise to federal jurisdiction had existed, or a combination of such offenses.
	The offense charged involves a minor victim. 18 U.S.C. § 3142(f)(1)(E).
	The offense charged involves the possession or use of a firearm or destructive device (as those terms are defined in 18 U.S.C. § 921), or any other dangerous weapon, or involves a failure to register under 18 U.S.C. § 2250. 18 U.S.C. § 3142(f)(1)(E).
	The existence of a serious risk that the Defendant will flee.
	The existence of a serious risk that the Defendant will obstruct or attempt to obstruct justice, threaten, injure or intimidate, or attempt to threaten, injure or intimidate, a prospective witness or juror.
$\boxtimes$	Release of the Defendant would create a serious danger to the safety of other persons or the community. 18 U.S.C. § 3142(b) and (g)(4).
	This revocation matter is brought under 18 U.S.C. § 3148. Defendant is subject to the "penalty" provisions of 18 U.S.C. § 3147, the release provisions in 18 U.S.C. § 3142(g)(3)(B) and the rebuttable presumptions in 18 U.S.C. § 3148(b).

Respectfully submitted,

R. TRENT SHORES UNITED STATES ATTORNEY

/s/ Shannon B. Cozzoni

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## -3-CERTIFICATE OF SERVICE

I hereby certify that on the 26<sup>th</sup> day of October, 2020, I electronically transmitted the foregoing document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF recipient:

Attorney for Defendant

/s/ Shannon B. Cozzoni SHANNON B. COZZONI