

IN THE CIRCUIT COURT OF THE 7th JUDICIAL CIRCUIT,
IN AND FOR Volusia COUNTY, FLORIDA

VSO Case Number
20-19284

IN RE: PETITION FOR RISK PROTECTION ORDER
AGAINST {Name of Respondent} [REDACTED]

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF Volusia

I, {full legal name} Robert Hansard, in my position as {job title} Deputy Sheriff with the {name of law enforcement officer/agency} Volusia Sheriff's Office, swear and affirm that the following facts are true and correct.

- {Name of Respondent} [REDACTED] poses a significant danger of causing personal injury to himself/herself or others by having a firearm or any ammunition in his/her custody or control or by purchasing, possessing or receiving a firearm or any ammunition. The following specific statements, actions, or facts give rise to a reasonable fear of significant dangerous acts by the respondent:

See Narrative of Attached

No Additional pages are attached.

- {Name of Witness} NA provided the following information based on his/her personal knowledge:

No Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1 & 2

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On the 22nd day of October, 2020, Deputy R.D. Hansard responded to ██████████ in the County area of Edgewater, in reference to serving a temporary injunction. The injunction was issued on 10-22-2020 with a Volusia County Court Case number of 2020 12363 FMDL.

Upon arrival, Deputy Hansard attempted to make contact with ██████████ (O1) at the front door of the residence. After knocking on the front door of the residence, Deputy Hansard could see ██████████ (O1) approaching the door through a glass partition of the door. ██████████ (O1) refused to open the door several times. Deputy Hansard convinced ██████████ (O1) to open the door and speak to him face to face in order to properly served the temporary injunction, each time Deputy Hansard would begin speaking ██████████ (O1) would interrupt and close the door, Deputy Hansard could see the anger building with ██████████ (O1) and removed himself from the property in order to calm the situation. After returning to his patrol vehicle, Deputy Hansard summoned Sergeant Webster to the location via cell phone. While waiting for his arrival, Deputy Hansard located a telephone number for ██████████ (O1) and called him in order to calm ██████████ (O1) from a distance. After speaking to ██████████ (O1) for a short time, he seemed to calm down and said Deputy Hansard could return to the residence in order to explain the paperwork properly. 14 Deputy Hansard then walked back to the front door area of the residence and waited for ██████████ (O1) to exit the residence. Deputy Hansard began to explain the paperwork again and ██████████ (O1) began to get upset and returned inside the house. Deputy Hansard continued to read the paperwork after ██████████ (O1) closed the door in order to serve the paperwork. ██████████ (O1) then opened the door and continually yelled at Deputy Hansard. ██████████ (O1) then made a vague statement about telling his Bull Mastiff to attack Deputy Hansard. At that time, Deputy Hansard placed his hand on his holstered pistol and told ██████████ (O1) not to send the dog out or he would shoot the dog if attacked. ██████████ (O1) began yelling "SHOOT ME" numerous times and lunging forward. Deputy Hansard could see ██████████ (O1) hands and could see no weapon. Deputy Hansard then backed away from the residence and called for emergency back-up from surrounding units.

Deputy Hansard then placed himself behind his patrol vehicle to the east of the residence while watching the front of the residence. After numerous units arrived on scene and took tactical positions around the house, ██████████ (O1) walked out of the residence into the open front yard. ██████████ (O1) then walked quickly towards the officers and deputies yelling for them to "Shoot Me" several times. Numerous units were then able to place ██████████ (O1) into custody. Deputies summoned ██████████ (V1) to the residence and after speaking with ██████████ (V1), deputies determined that domestic battery took place on 10-20-2020 and ██████████ (O1) was placed under arrest under VP 200019273.

Deputy Hansard contacted ██████████ (V1), who advised that there were possibly weapons and ammunition inside the residence. Deputies accompanied ██████████ (V1) inside the residence and located one shotgun and some miscellaneous ammunition. Deputy Hansard provided ██████████ (V1) with a business card and case number. Due to the erratic behavior and suicidal statements made by ██████████ (O1), Deputy Hansard petitioned for temporary risk protection order. Deputy Hansard transported the firearms and ammunition to the evidence locker at District 3S.

AFFIDAVIT CONTINUATION

FROM SECTION 1 and 2
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After the service of the injunction was completed by Deputy Hansard, Deputy S. Jackson completed a domestic battery investigation and placed ██████████ (OI) into custody under Volusia County Case VP20001973. Report details are as follows.

In 10/22/2020, Deputies responded out to ██████████ Edgewater in reference to a civil service Deputies requesting additional units for assistance. Civil Deputies were attempting to service an injunction when ██████████ became hostile. He began making suicidal statements demanding suicide by cop. Deputies were able to obtain him as he walked out of the residence and secure him in handcuffs. In the process, Sgt Bryan was spit on and ██████████ continued to spit on Deputies to the point a spit mask was placed on him to avoid further issues. ██████████ was highly combative during the interaction and his feet had to be hobbled to avoid and injuries to himself or others.

While units were on scene, Deputy Jackson made contact with ██████████ stated there was a incident at the residence where Deputies responded out and it was documented via information report (case # 200019064). While speaking with ██████████ she advised the following occurred:

██████████ was home when she returned home from work around 1800 hours on 10/19/2020. She was upset due to ██████████ not completing a 45 day program he was supposed to complete for his mental health and alcohol issue. ██████████ began a verbal altercation with her then left. He returned roughly 20 minutes later and began a verbal altercation again. ██████████ then left for a second time and ██████████ went to bed. She advised she was laying in bed when he returned home for a second time and began yelling profanity while accusing her of cheating. He then began to escalate his actions and grabbed wire type shelving and threw it at her while she was laying in bed. She got up and he threw a lamp shade at her which she grabbed and threw it away from her but not in his direction. She then got up to get away from him when he grabbed the metal base of the lamp that he took the shade from and struck her in the upper portion of her right arm. She was able to walk away and attempted to gather belongings before leaving. As she walked away, ██████████ took coffee and threw it on her person. As she grabbed a bag with her belongings, ██████████ began throwing desk drawers at her, and in the process slipped on the split coffee. She was able to leave the residence without further incident.

██████████ advised she returned to the residence on 10/20/2020 at 0600 hours after believing he would have calmed down from the previous incident. When she arrived on scene, the incident escalated again. She was gathering items and taking them to her vehicle when it became physical again. While she was gathering her belongings he began to throw additional drawers at her. While she was taking items out to her vehicle, he approached her and grabbed her by his neck using his right hand. He then shoved her onto her vehicle. She was able to swing her arm around and strike him in the nose. He then backed up and threw their wedding album at her striking her in the back. He then began to throw pictures at her at which time she was able to get away from the house and retreat to a friends residence.

While on scene ██████████ continued to be combative and yell profanities. Once he was advised he was going to jail, he began to yell that he was going to kill ██████████ multiple times.

3. Affiant X is ___ is not aware of any existing protection order governing the respondent under any applicable statute.

X Known protection orders are attached

4. The quantities, types, and locations of all firearms and ammunition the petitioner believes to be in the respondent's current ownership, possession, custody or control are as follows:

Quantity <u>1</u>	Type <u>Savage</u>	Location <u>Evidence Injunction 20-12363</u>
Quantity <u>1</u>	Type <u>unknown</u>	Location <u>Edgewater</u>
Quantity <u>1</u>	Type <u>unknown</u>	Location <u>Edgewater</u>
Quantity <u>1</u>	Type <u>unknown</u>	Location <u>Edgewater</u>
Quantity <u>1</u>	Type <u>unknown</u>	Location <u>Edgewater</u>
Quantity _____	Type _____	Location _____

X Additional pages are attached.

AFFIANT HEREBY CERTIFIES UNDER PENALTY OF PERJURY THAT THE STATEMENTS AND FACTS IN THIS AFFIDAVIT AND IN ANY ATTACHMENTS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Dated: 10-22-2020 Signature of Affiant:  7244

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization,

this 22nd day of October, 2020, by R.D. Hansard 7244
Affiant's name

 2430
Signature of Attesting LEO Witness

Sergeant T. Webster 2430
Print name of Attesting LEO Witness

OR

Signature of Notary Public

(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally known or Produced Identification

(Type of Identification Produced)