

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

VSO Case Number
20-20980

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

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF Volusia

I, {full legal name} Daniel Hammond, in my position as {job title} Deputy II with the {name of law enforcement officer/agency} Volusia Sheriffs 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:

Deputies responded to James [REDACTED] residence due to the fact he was attempting to harm himself with a firearm after a verbal argument with his wife. Deputies detained [REDACTED] before he could successfully locate a firearm and harm himself or others. [REDACTED] was Baker Acted and transported to Halifax Hospital, Daytona Beach.

0 Additional pages are attached.

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

[REDACTED] who is the wife of [REDACTED] advised she believes [REDACTED] was off of his anxiety medication which was causing him to have suicidal thoughts. [REDACTED] contacted deputies after [REDACTED] had made threats to kill himself.

0 Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION _____
PAGE 1 OF 1

BWC RECORDING

On 11/16/2020, Deputies responded to ██████████, Debary in reference to a suicidal person. Upon arrival, deputies observed a young male, later identified to be ██████████ (R1), walking towards them at the end of the street. ██████████ advised he called ██████████ due to the fact his father, ██████████ (VI), had stated he would kill himself with a firearm. ██████████ stated he believed he had secured all weapons from ██████████ however, he last observed ██████████ looking under his bed where the firearms used to be kept. While deputies were speaking with ██████████ (O4), who is ██████████ mother and ██████████ wife, exited the residence walking towards deputies. As ██████████ was approaching deputies, ██████████ was observed exiting the residence and attempting to enter his car. Sergeant Stickels and Deputy Adle both challenged ██████████ with their agency issued firearms. Deputy Richardson also challenged ██████████ with a less lethal shotgun. All deputies announced their presence and ordered ██████████ down to his knees which he complied with. ██████████ was then taken into custody without incident. Deputy Hammond spoke with ██████████ who stated she believes ██████████ is off his medication however, she could not remember what anxiety medication he was prescribed.

Deputies entered the residence and made contact with ██████████ and ██████████ other children who were inside their bedroom. The children are ██████████ (O1), ██████████ (O2), and ██████████ (O3). The children were not harmed or threatened in anyway, however, were very scared of ██████████ statements and hid inside their rooms.

Deputy Hammond took ██████████ into protective custody, and advised due to the threats of suicide via firearm, an Risk Protection Order (RPO) would be completed. ██████████ advised he would voluntarily sign over his firearms to Deputy Hammond. Before being placed in Deputy Hammond's patrol car, Deputy Hammond conducted a search of ██████████ pants pockets where keys to a gun safe inside the residence were located. The firearms located in that gun safe were a two tone Ruger SR22 pistol with two magazines and a black Ruger 9E with one magazine. Also the ammunition that was located was 350 rounds of 9mm and 1,925 rounds of 22 LR. ██████████ signed the RPO firearms and ammunition receipt page which was later submitted with the RPO paperwork at district 6. All other property was later submitted into district 6 evidence locker.

A copy of this report was faxed to DCF.

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

0 Known protection orders are attached

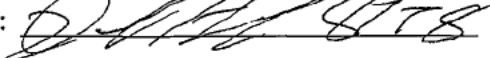
4. The quantities, types, and locations of all firearms and ammunition the petitioner believes to be in the respondent's current ownership, possession, custody or control are as follows:

Quantity <u>2</u>	Type <u>handgun</u>	Location <u>VSO Evidence</u>
Quantity <u>350</u>	Type <u>9mm ammo</u>	Location <u>VSO Evidence</u>
Quantity <u>1925</u>	Type <u>22LR ammo</u>	Location <u>VSO Evidence</u>
Quantity _____	Type _____	Location _____
Quantity _____	Type _____	Location _____
Quantity _____	Type _____	Location _____

0 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: 11/16/2020

Signature of Affiant: 

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

this 16 day of November, 2020, by Dep. Hammond 8778
Affiant's name


Signature of Attesting LEO Witness

Dep. Richardson 8435
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)