

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT,  
IN AND FOR VOLUSIA COUNTY, FLORIDA

VSO Case Number  
21-15638

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

AFFIDAVIT

STATE OF FLORIDA  
COUNTY OF VOLUSIA

I, {full legal name} Deputy C. Oldham, 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.

1. {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:

[REDACTED] was located by Volusia County Fire Services Hazmat 15 after a fall at his home. While being treated for blood pressure issues, [REDACTED] was unable to answer questions properly and advised Hazmat 15 Lieutenant Barbour that he was just going to go blow his brains out with his gun. Based on these statements, [REDACTED] was taken into protective custody under the provisions of the Baker Act and transported to Halifax Medical Center.

Additional pages are attached.

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

[REDACTED] identified herself as [REDACTED]'s wife. [REDACTED] stated [REDACTED] regularly threatens to kill himself, and that he allegedly only owns the one firearm.

Additional pages are attached.

**AFFIDAVIT CONTINUATION**

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On August 22, 2021 Deputies Oldham and Bissonnette responded to ██████████, Daytona Beach in reference to an assist request from Fire/EMS. Deputies Oldham and Bissonnette arrived on scene and came into contact Lieutenant Barbour with Volusia County Fire Services Hazmat 15. Barbour stated the adult male patient, later identified through D.A.V.I.D as ██████████ (V1) stated while his unit was on scene for a fall, ██████████ stated wanted to go inside and blow his brains out. Barbour stated to Deputies Oldham and Bissonnette that he witnessed a firearm inside the residence. Barbour also stated ██████████'s blood sugar was elevated to the point they recommended transport. Barbour stated ██████████ had been drinking alcohol prior in the day as well.

Deputies Oldham and Bissonnette came into contact with ██████████ in the garage of the residence. Deputy Oldham witnessed ██████████ struggling to stand up straight and beginning to become agitated. ██████████ repeatedly stated he does not want to go to the hospital and no one has the right to make him go. ██████████ began to begin looking at Deputies and advising he was not going to the hospital repeatedly. Based on the statements made by Lieutenant Barbour, Deputies Bissonnette and Oldham began to secure ██████████ in handcuffs. ██████████ began to resist Deputies by pulling away and tensing his arms. Deputies were able to secure ██████████ in handcuffs behind his back with minimal effort; causing no injury. ██████████ handcuffs were checked for proper fit and double locked.

██████████ was seated and secured to Volusia County EMS # 25 stretcher and advised he was in protective custody under the Provisions of the Baker Act.

While ██████████ was being treated by Volusia County EMS, Deputy Bissonnette asked ██████████ if he would willingly turn his firearm over to Deputies for safekeeping. ██████████ denied the request, and would not answer as to whether he possessed additional firearms. Deputies entered the home and spoke with ██████████'s wife; identified through D.A.V.I.D. as ██████████ (O1). ██████████ pointed Deputies to a desk area, where Deputies observed a Taurus .357 revolver bearing Serial # CX47458 on top of a dog crate. The revolver was fully loaded. When asked, ██████████ advised ██████████ only owns the one revolver, and that he states he is going to kill himself "all the time". The firearm was not removed from the residence in accordance with VSO Legal Bulletin 21-02.

Deputies Oldham and Bissonnette followed Volusia County EMS # 25 to Halifax Medical Center in Daytona Beach, where ██████████ was turned over to staff at the facility without further incident.

Deputy Oldham completed a Risk Protection Order, which was later forwarded to the Legal Advisor for review.

On August 22, 2021 while completing a Risk Protection order for ██████████ (D1), it was discovered ██████████ was listed as the respondent in an active Domestic Violence Injunction for Protection. The case # is 2008 DR 000269 and the order was issued on 02/22/2008 and is non-expiring. The notice was served on 03/06/2008. Condition 07 of the protection order stated ██████████ is prohibited from possessing and/or purchasing a firearm, ammunition and/or other weapons.



