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}

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*} 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:

While being treated for blood pressure issues, 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, 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*} provided the following information based on his/her personal knowledge:

to kill himself, and that he allegedly only owns the one firearm.

Additional pages are attached.

IN RE: PETITION FOR RISK PROTECTION ORDER

AGAINST {Name of Respondent}

VSO Case Number 21-15638

AFFIDAVIT CONTINUATION

FROM SECTION

PAGE 1 OF 2

On August 22, 2021 Deputies Oldham and Bissonnette responded to **Security**, Daytona Beach in reference to an assist request from Fire/EMS. Deputies Oldham and Bissonnette arrived on scene and <u>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 **Security (VI)** stated while his unit was on scene for a fall, **Security 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 **Security Stated** had been drinking alcohol prior in the day as well.</u>

Deputies Oldham and Bissonnette came into contact with **Security** in the garage of the residence. Deputy Oldham witnessed **Secure** 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 **Secure** in handcuffs. **Secure** began to resist Deputies by pulling away and tensing his arms. Deputies were able to secure **Secure** in handcuffs behind his back with minimal effort; causing no injury. **Secure** 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 will if he would willingly turn his firearm over to Deputies for safekeeping. We denied the request, and would not answer as to whether he possessed additional firearms. Deputies entered the home and spoke with wife; identified through D.A.V.I.D. as (01). Deputies observed a Taurus .357 revolver bearing Serial # CX47458 on top of a dog crate. The revolver was fully loaded. When asked, advised 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 Hali fax 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.

VSO Form # 061118.001

IN RE: PETITION FOR RISK PROTECTION ORDER

AGAINST {Name of Respondent}

VSO Case Number 21-15638

AFFIDAVIT CONTINUATION

FROM SECTION

PAGE 2____ OF 2____

Deputies Oldham and Bissonnette arrived at 12 Azalea Dr, Daytona Beach and came into contact with (O1). Completed a Volusia Sheriff's Office Voluntary Consent to Search Form. Deputy Bissonnette seized (1) Taurus .357 revolver bearing Serial # CX47458 and (5) live rounds of .357 ammunition; which were located at the same location it was observed earlier. The firearm was loaded when located, and made safe by Deputy Bissonnette. advised the firearm belongs to and he does not own or possess any other firearms.

Deputy Bissonnette logged the handgun and ammunition into evidence at District 3 North.

pass-along affidavit was completed for	in reference to a violation of injunction for protection
nd given to night shift to attempt to execute.	
<u> </u>	
	······································
n and the second s	
	<u></u>
	· · · ·
·····	

VSO Form # 061118.001

ı,

- 3. Affiant <u>×</u> is <u>is</u> is not aware of any existing protection order governing the respondent under any applicable statute.
 - 1 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 1	Type Revolver	Location VSO Evidence
Quantity	Туре	Location

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: 08/22/2021

Signature of Affiant: _____ 9280

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

2021 , by D/S C. Oldham #9280 22 day of August this Affiant's name a for the second D/S J. Bissonnette #9065 Print name of Attesting LEO Witness Signature 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)