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

IN RE: PETITION FOR RISK PROTECTION ORDER AGAINST {Name of Respondent} VSO Case Number 220010402

### AFFIDAVIT

## STATE OF FLORIDA COUNTY OF VOLUSIA

I, {full legal name}			al name	}{	DARYL LEON WARD II	, in my position as <i>{job</i>
title}		De	outry	Sherift	with the <i>{name of law enfo</i>	rcement officer/agency}
VO	LUSIA	\ SI	IERIFI	<sup>7</sup> OFFICE	, swear and affirm that the following t	facts are true and correct.

1. {*Name of Respondent*} \_\_\_\_\_\_ poses a significant danger of causing personal injury to himselt/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 CONTINUATION FORM
1 Additional pages are attached.

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

stated after **stated** become upset from an argument they had he threatened to shoot himself in the head with his pistol, Springfield XD5 9mm (S/N S3722461).

0 Additional pages are attached.

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#### **AFFIDAVIT CONTINUATION**

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\*\*\*\*BWC Activated\*\*\*\*

On 5/28/2022, at approximately 0025 hours, Deputy Ward was dispatched to in reference to a suicidal person, **Sector 1999** (V1). Upon arrival, Deputy Ward and Sgt Stoltz made contact with **Sector**'s ex-girlfriend, **Sector 1999** (R1). **Sector** stated the following via a sworn written statement:

mentioned **weak** came to the aforementioned residence around 1730 hours on May 27, 2022 in order to spend time with their kids they have in common. A few hours later an argument broke out between **weak** and **weak** in front of **weak** sister, **weak** (W1) about him wanting to start a relationship again. **Weak** asked **weak** to leave which he did and took off in his car. He returned a few minutes later and asked for some of his belongings inside the residence. **Weak** went to retrieve the items he requested when he attempted to climb through a window on the front porch. I denied him entry and told him he needs to leave. He then kicked over the grill outside, punches his car, and throws an unidentified object towards the residence. He got back into his car and left for the second time and returned once more stating he was going to shoot himself in the head. He took out his pistol, later identified as a Springfield XD5 (S/N S3722461), pulled the slide back to chamber a round, and said "I'll do it." She then told him she was calling the police when he left for the last time.

Deputy Ward then spoke to who advised the following via a sworn written statement:

it so no one would find it or him before leaving for the last time.

It should be noted **set of** never pointed the weapon at anyone else at any point in time and did

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not threaten anyone with his firearm.

vehicle, Gray Chevy Traverse bearing FL tag **Sector**, was located by Deputy King at the intersection of Martin Luther King Boulevard and State Road 472 utilizing the License Plate Reader software. A felony stop was initiated by deputies to secure **Secure** Deputies located **Secure** pistol in his glove box with a magazine containing 7 9mm rounds inside of its holster. Deputies also located 3 12 gauge shotgun shells in the trunk of the vehicle.

It should be noted that **Deputy** pistol did not have a round chambered when inspected by Deputy Barry.

Deputy Ward collected the pistol, magazine, 9mm ammo, and shotgun shells and submitted them to the District Two evidence locker. Deputy Ward completed the required paperwork to file a Risk Protection Order against

Deputies spoke to who stated the following:

advised he did not make any suicidal statements.

Based upon the facts and circumstances along with the statements provided, Deputy Barry determined without proper care or treatment there was significant likelihood would suffer from self harm or neglect. Was taken into protective custody under the Baker Act and subsequently transported to Stuart Marchman Act without incident.

Case Status: Closed.

#### VSO Case Number 220010402

- 3. Affiant is 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	Туре	9mm	Location	VSO Evidence
Quantity	Туре	9mm rounds	Location	VSO Evidence
Quantity	Туре	12 gauge shells	Location	VSO Evidence
Quantity	Туре		Location	
Quantity	Туре		Location	
Quantity	Туре		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: 05/28/2022	Signature of Affiant: _	- A/A8
Sworn to (or affirmed) and subscrib	ed before me by means of	physical presence or 🔲 online notarization
this 28 <sub>day of</sub> May	, 2022 , <sub>by</sub>	DARYL LEON WARD II
	• • <u>_</u>	Affiant's name
An #942	\$	N/S Daniels
Signature of Attesting LEO Witness		Print name of Attesting LEO Witness

OR

This name of Attesting LEO witness

\

Signature of Notary Public

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

Personally known or Produced Identification

(Type of Identification Produced)

#### **VOLUSIA SHERIFF'S OFFICE**

Clerk of Court's Number

## RISK PROTECTION ORDER / BAKER ACT FIREARMS AND AMMUNITION RECEIPT

											Page	1	of <u>1</u>	Pages	
EVNT	Report Date 05-28-2022	I -			Orig. Reported Date Nature of Call (for incidea 05-28-2022 SUICIDAL PERSON			nt) Agency Report Number 220010402				1. Original 2. Supplement 1			
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2	Respondent SUITE	ndered	by Responde	ention	seized by	a Deputy	of the Volusia She	riff's Office on	05-28-202	2		<u>.</u>	-		
$\mathbf{F}$							ense to carry a con the Volusia Sheriff's		on or firearm	and the	reby knowing	yly and v	oluntarily (	consent	
	Respondent					· · · · · · · · · · · · · · · · · · ·			quest the fire	earms an	d/or ammuni	tion be tu	rned over	• to:	
I am the owner of the firearm(s) and/or ammunition listed in this report. I hereby request the firearms and/or ammunition be turned over to: (Name) (Address)															
Respondent     (Address)															
I, Deputy or Evidence Employee of the Volusia Sheriff's Office, acknowledge receipt of the above listed items which were either surrendered or seized on 05-28-2022 , at DR MARTIN L KING JR BELTWAY/472															
SIGNATURES × 5-28-22 5-48793															
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