

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

VSO Case Number  
220001425

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

**AFFIDAVIT**

STATE OF FLORIDA  
COUNTY OF Volusia

I, {full legal name} Brandon King, 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:

\*\*\*\*BWC\*\*\*\*

On 1/22/2022 Deputy Stacy was Dispatched to [REDACTED] [REDACTED] Debary, in reference to an assault involving a firearm.

2 Additional pages are attached.

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

SEE PREVIOUS SECTION

         Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1  
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Upon arrival, Deputy Stacy made contact with ██████████ (V1) who stated he had been invited over by ██████████ (W1) to bring food due to there being no food in the residence to eat. ██████████ arrived to the residence and ██████████ (W1) came outside and moved a camera on the side of the house so that her current live-in boyfriend ██████████ (D1) could not see who was there. ██████████ entered the home and gave the food to ██████████ and stated it was getting late and he must go. When he went to leave, ██████████ (D1) arrived home and began yelling and pulled a firearm from his waist band and began pointing it at ██████████'s (V1) head. ██████████ stated that ██████████ screamed that he would "Kill him if he didn't leave". ██████████ chased ██████████ around the kitchen and other rooms in the house and finally out the residence. On his way out, ██████████ allegedly kicked him in the back as he went down the stairs. ██████████ actions against ██████████ placed ██████████ in a well founded fear for his life. ██████████ completed and signed a sworn witness statement, advising he wished to pursue charges.

Due to the allegations, Deputies surrounded the residence and formed a receiving team to approach the house and safely call ██████████ out of the house. After one announcement, ██████████ exited the house and was taken into custody without incident. When taken into custody, ██████████ spontaneously uttered "there wasn't even one in the chamber."

Deputy Stacy advised ██████████ his Miranda Rights via a Volusia Sheriff's Office Miranda Card that is approved by the Seventh Circuit of Florida. ██████████ stated he understood his rights agreed to speak with Deputy Stacy without counsel in regards to the altercation he had with ██████████. ██████████ stated he returned home after getting in an argument with ██████████ to find ██████████ in his kitchen. ██████████ stated that he has had past problems with ██████████ and that ██████████ had been trespassed from his house already. ██████████ drew his gun and entered his home and pointed the gun at ██████████ and told him to leave and never come back. ██████████ stated that there was never a round in the chamber and that he only wanted to scare ██████████ into never coming back to his house.

Deputies made contact with ██████████ who stated she was home alone and wanted food so she called ██████████ to bring her food. Within five minutes of ██████████ arriving, ██████████ arrived and burst through the door with a gun in his hand and pointed it at ██████████. ██████████ continued to yell "get the fuck out of my house" and chased ██████████ out of the residence. ██████████ completed and signed a sworn witness statement.

Deputy Stacy was authorized permission to enter the residence by ██████████ through a voluntary consent to search, signed by ██████████ to recover the firearm that was still on the kitchen table in the holster. Deputies recovered the firearm and submitted it to the District Six Evidence Locker. Deputies completed a temporary risk protection order, listing ██████████ as the respondent for review by the legal advisor.

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AGAINST {Name of Respondent} ██████████

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**AFFIDAVIT CONTINUATION**

FROM SECTION 1

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Deputy Stacy took ██████████ into custody for aggravated assault with a firearm and transported him to the Volusia County Branch Jail without incident.

Case Status: Arrest/Adult

It should be noted ██████████ refused to turn over the rest of his firearms to the Volusia Sheriff's Office.

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


\_\_\_\_\_ 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:

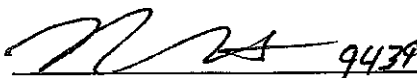
Quantity <u>1</u>	Type <u>20 Ga Pump Shot</u>	Location <u>Back bedroom closet</u>
Quantity <u>1</u>	Type <u>12 Ga Auto Shotg</u>	Location <u>Back bedroom closet</u>
Quantity <u>1</u>	Type <u>M&amp;P15 AR</u>	Location <u>Back bedroom closet</u>
Quantity <u>1</u>	Type <u>.22 LR</u>	Location <u>Back bedroom closet</u>
Quantity <u>1</u>	Type <u>30/30 WIN</u>	Location <u>Back bedroom closet</u>
Quantity <u>Unknown</u>	Type <u>Handgun's</u>	Location <u>In bag in Suburban</u>

1 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: 01/22/2022 Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of  physical presence or  online notarization, this 22nd day of January, 2022, by D/S B. King  
Affiant's name

 9439  
Signature of Attesting LEO Witness

D/S N. STACY  
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)

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

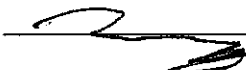
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Quantity	<u>Unknown</u>	Type	<u>Ammunition</u>	Location	<u>Unknown</u>
Quantity	<u>1</u>	Type	<u>Unknown</u>	Location	<u>Lockbox in bedroom closet</u>
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____

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Affiant's name

 9439  
Signature of Attesting LEO Witness

DIS N. STACY  
Print name of Attesting LEO Witness

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Signature of Notary Public

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