

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

VSO Case Number
220004190

IN RE: PETITION FOR RISK PROTECTION ORDER
AGAINST {Name of Respondent} _____

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, {full legal name} Daryl Leon Ward II, in my position as {job title} Deputy 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:

SEE CONTINUATION FORM

1 Additional pages are attached.

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

Heard his mother, _____, scream when he came running and saw his father, _____ walking into woods in front of the house with a pistol in his hand. _____ stopped before continuing in the woods and was arguing with _____ _____ stated she was "better off without him" and "everything was already in her name."

0 Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1
PAGE 1 OF 2

****BWC ACTIVE DURING INCIDENT****

On 03/01/2022 at approximately 1020 hours, Deputy O'Connell was dispatched to _____ in reference to a suicidal person. Volusia County Sheriff's Office Communication Center advised responding deputies the suicidal subject, _____ (VI), was in possession of a firearm and was inside the residence making suicidal statements to include suicide by cop. Upon arrival Deputy O'Connell made contact with _____ (R1), who advised the following;

_____ stated _____ had made several suicidal statements to include suicide by cop. _____ stated to the best of his knowledge his father was inside the residence sitting next to _____ (W1), in the living room of the house. Deputies obtained a phone number from _____ to make contact with _____ who was still inside the residence. _____ did not want to complete a sworn written statement.

Deputies were able to make contact with _____ who stated _____ was no longer in the house and left the residence on foot. After obtaining a description of _____ Deputy O'Connell had spotted _____ walking southbound _____, while responding to the above residence. _____ stated she and _____ had been arguing over removing their son _____ out of the house. _____ proceeded to retrieve a firearm from inside the house and walked outside stating "I will go outside this gets messy." _____ then stated "You wont have to worry about me anymore" and that he will do "suicide by cop." _____ then went back inside and packed a suit case and then left the property on foot. _____ said in additional to these comments _____ had been very upset recently about everything going on in the world. _____ said _____ has stated "Why am I even alive anymore" and thinks he has a bad quality of life. _____ did not want to complete a sworn written statement on scene.

Based on the above information, Deputies were able to determine _____ met Florida Baker Act criteria and was a danger to himself and others.

Deputies searched the immediate area where _____ was last seen. Air one and drone operators responded to the scene to assist deputies with the search for _____ Air-One was successful in their search and located _____ in the woods on the property of _____. Deputies were eventually able to make contact with _____ and give him verbal commands. Deputies were able to successfully take _____ into protective custody. _____ stated the gun was located in the suitcase

IN RE: PETITION FOR RISK PROTECTION ORDER
AGAINST {Name of Respondent} _____

VSO Case Number 220004190

AFFIDAVIT CONTINUATION

FROM SECTION 1
PAGE 2 OF 2

which he had with him.

Deputies were able to locate within the suitcase a silver in color Ruger .357 Revolver with six rounds. [REDACTED] had also brought three boxes of ammunition to contain 25 rounds in them each. In total [REDACTED] had 81 rounds in his possession. The Revolver plus the ammunition were impounded to District two Evidence by Deputy Ward. Deputy Ward also took photographs and later uploaded them to the Digital Crime Scene Database at a later time. Deputy Ward transported [REDACTED] to Stewart Marchman without incident. Deputy Ward completed the Risk Protection Order paperwork.

Deputy O'Connell was able to observe surveillance footage of the incident from the aforementioned address. It should be noted there was no audio on the cameras and a copy was not able to made at this time. [REDACTED] stated he will have to work on making a copy and will advise when the video is able to be picked up.

Case Status: Pending.

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

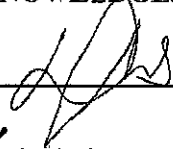
0 Known protection orders are attached

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	<u>1</u>	Type	<u>357 Revolver</u>	Location	<u>VSO Evidence</u>
Quantity	<u>81</u>	Type	<u>357 rounds</u>	Location	<u>VSO Evidence</u>
Quantity	_____	Type	_____	Location	_____
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: 03/01/2022 Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 1 day of March, 2022, by Daryl Leon Ward II
Affiant's name


Signature of Attesting LEO Witness

DIS O'Connell
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)