

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

VSO Case Number
22-555

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

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA _____

I, {full legal name} Eban Prado, in my position as {job title} Deputy Sheriff II 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:

On 1/9/22, at approximately 1615 hours, deputies were responding to _____, Deltona, in reference to a suicidal/homicidal person. The call notes advised the suicidal/homicidal subject, _____ (V1), was the registered owner of a white Chevrolet Colorado bearing FL tag _____. Deputy Prado made contact with _____ (R1), who advised the following:

2 Additional pages are attached.

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

See Statement

2 Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1 _____
PAGE 2 _____ OF 3 _____

██████ advised he is the son of ██████ ██████ stated his mother has been feeling suicidal for several days, and was seeking assistance. ██████ advised due to his mother and father arguing, he and his brother, ██████ (W1) picked up his mother from their parents' residence, and brought her to ██████ home. ██████ advised ██████ called his brother, ██████ asking him about the location of his mother. According to ██████ after he explained his mother was at his residence due to her feeling suicidal last week, ██████ told him, "Have her come over here and I will put her out of her misery." ██████ stated him and ██████ began to argue over the phone, which led to ██████ stating he was going to blow his own brains out.

According to ██████ ██████ continued to threaten his mother stating, "I will kill you," and, "If I were you I wouldn't shut your eyes." ██████ advised ██████ also told his mother he was going to come over to the house and stated it was going to be bad. ██████ advised ██████ told his mom there better be cops because he was on his way.

Prior to arriving on scene, Sergeant Edgecomb observed the white Chevrolet Colorado traveling west on Fort Smith Blvd. Sergeant Edgecomb observed the vehicle make a left turn onto E. Normandy Blvd. Based upon the statements from ██████ Sergeant Edgecomb and Deputy Prado initiated a felony stop at the intersection of E. Normandy Blvd and Saxon Blvd.

Deputies made contact with the driver, later identified as ██████ Upon making contact with ██████ he stepped out of the vehicle with his hands in the air and advised there was a firearm inside of his vehicle. ██████ was subsequently placed in handcuffs due to the statements provided by his son, ██████ ██████ completed a sworn written statement.

While speaking with ██████ he advised he and his wife had been arguing for several days, because his wife would not talk to him. ██████ stated when he said he'd put his wife out of misery, he said it because he was angry. When speaking with ██████ regarding the claims of blowing his brains out, he said he made the statements because ██████ was calling him crazy. ██████ advised prior to being stopped by deputies, he was on his way to speak with his sons and his wife. ██████ stated when he gets mad, he makes statements which can be perceived as violent.

██████ gave permission to Deputy Prado to remove his firearm from the center and take possession of it.

Deputy Prado removed ██████ black Taurus G3C 9mm from the center console.

A total of 12 rounds of 9mm ammunition were recovered from the firearm. It should be noted no rounds were inside the chamber of the firearm.

Deputies ran the serial number of the firearm (#ABH823795), which yielded negative results for being listed as stolen.

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AFFIDAVIT CONTINUATION

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After speaking with ██████████ and ██████████ Deputy Prado determined there was a substantial likelihood without care or treatment, ██████████ will cause serious bodily harm to himself or his wife in the near future, as evidenced by recent behavior based upon the statements provided by ██████████ son, ██████████

██████████ has no criminal history check was conducted which revealed he has no criminal history.

Due to the nature of the incident, a Risk Protection Order was completed.

██████████ advised he did not want to voluntarily surrender any additional firearms and did not provide any information on the make and model of the other firearms he owns.

██████████ stated ██████████ owns several rifles and shotguns but could not provide the make, model or serial number to them.

A credit card knife was recovered in ██████████ wallet, which was submitted into the District 4 Evidence locker as safekeeping to return to owner.

██████████ was later transported to Stewart Marchman, Daytona Beach, for treatment and evaluation.

Case Status: Closed

3. Affiant ___ is X 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>Unknown</u>	Type	<u>Unknown</u>	Location	<u>[REDACTED], Deltona</u>
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	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: 01/09/2022

Signature of Affiant: [Signature] #9133

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 9th day of January, 2022, by E. Prado
Affiant's name

[Signature]
Signature of Attesting LEO Witness

J. Borbely #9061
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)