

**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 230010860

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, *{full legal name}* DEVIN MICHAEL DELUCCIA, in my position as *{job title}* DEPUTY SHERIFF with the *{name of law enforcement officer/agency}* VOLUSIA SHERIFFS 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:

BWC On June 6th, 2023, at approximately 1257 hours, deputies responded to _____ in reference to a home invasion robbery. Prior to arrival, central dispatch advised the reporting party, later identified as _____ (V1) stated an unknown white male (later identified as _____ (D1)) had gained entry to her residence and battered her

_____ 3 Additional pages are attached.

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

_____ explained she had been in her office for most of the day working from home as she typically does. _____ advised she took a brief break from working to take the trash to the curb from the garage and then returned to her residence to continue working. _____ stated as she returned to her office and resumed working, she heard an unknown noise from behind her. It should be noted, _____'s office desk was observed facing the window and her back was reported to be towards the doorway. _____ stated she
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_____ 1 Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 2.
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turned around because of the noise, at which point she observed _____ standing in the office. _____ explained _____ appeared to be bleeding from the face and was observed holding a chrome revolver which was being held at the low ready. _____ advised the revolver was not pointed toward her, however, she was mortified and in fear because _____ was bleeding from the face, in her residence, and holding a firearm.

According to _____, _____ spoke as they made eye contact and asked, if I leave now will everything be good? _____ explained she was extremely frightened and attempted to persuade him to leave. _____ stated she told _____ she wouldn't call the cops, if he left. _____ then exited the office and began walking toward the front door with the revolver still in hand. _____ explained she waited in the office for a brief moment hoping to hear her front door alarm go off, as a means of notifying her _____ had left the residence. After a brief second, _____ returned to the office and pointed the chrome revolver at her. _____ stated she was in fear for her life, at which point she lunged toward _____ and grabbed the barrel of the firearm in an attempt to disarm him.

_____ explained she continued fighting for her life and pushed _____ through the front foyer and outside of her residence. While fighting _____ stated _____ dropped his cell phone and chrome revolver in the front foyer of the residence. _____ advised she was thrown to the ground and briefly dragged just outside of her front door as she was pushing _____ outside of the residence, at which point she began yelling as loud as she could for help. _____ advised _____ then ran from the front door eastbound towards Anderson Dr, where a Gray colored Ford F150 Pickup truck picked him up. _____ was said to have gotten into the passenger side of the vehicle.

AFFIDAVIT CONTINUATION

FROM SECTION 1.
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Deputies cleared the residence while on scene to ensure there were not additional intruders within the residence. While clearing the residence, Deputy DeLuccia observed multiple blood droplets inside the office area where the incident began. A chrome revolver and black cell phone were also observed on the floor in the front foyer along with blood droplets. Blood was also observed in the driveway leading into the garage and on the front pathway from the front door to the driveway.

_____ described _____ as approximately 5'7 -5'10, wearing a red t-shirt, dark colored shorts, and no shoes. Additionally, _____ was said to have long blond or brown hair.

_____ provided deputies with access to her Ring doorbell camera, which corroborated her account of the incident. In the video surveillance _____ is observed wearing a red t-shirt, dark-colored shorts, and no shoes, and is seen walking up the driveway of _____

_____ advised she wished to pursue charges and was sworn to her verbal statement while on scene.

Volusia Fire Rescue responded and tended to _____'s injuries.

Deputies flooded the area in an attempt to locate the suspect. Additionally, Air One was notified and responded to assist.

Sergeant Carelli arrived on scene, and was briefed on the incident, at which point he notified CID Sergeant Weaver and District 4 chain of command who all responded.

Deputies canvassed and obtained further video surveillance of _____ and Gray Ford F150 from the surrounding residences.

During the canvassing, deputies located a Gray Ford F150 bearing FL Tag VL2AP in the driveway of _____ approximately two blocks west from the incident location. It should be noted, the Gray F150 matched the description of the vehicle _____ was said to have gotten into when he left the scene. A query of law enforcement databases revealed the son of the

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registered owner, _____ matched the description given by _____ of the unknown white male.

As deputies were walking up to the residence to make contact with the registered owner at _____ blood droplets were observed on the driveway near the vehicle. Because the vehicle was consistent with the suspect vehicle _____ had reportedly left in, coupled with the fresh blood droplets which were observed in the driveway, and _____ matching the description of the unknown white male, deputies created a perimeter around the residence and gave verbal commands for the occupants of the residence to exit. _____ subsequently exited the residence, and was detained pending further investigation. It should be noted, _____ had visible, fresh blood coming from his facial region, as if he had been in a physical altercation. Additionally, _____ was observed to have fresh blood on his hands and in his fingernails.

Photographs were taken of _____ and later uploaded to digital crime scene.

This case was transferred over to CID.

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:

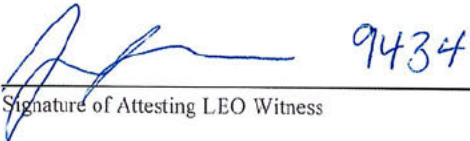
Quantity	<u>1</u>	Type	<u>REVOLVER</u>	Location	<u>VSO EVIDENCE</u>
Quantity	<u>10</u>	Type	<u>UNKNOWN</u>	Location	<u>SAFE AT [REDACTED]</u>
Quantity	<u> </u>	Type	<u> </u>	Location	<u> </u>
Quantity	<u> </u>	Type	<u> </u>	Location	<u> </u>
Quantity	<u> </u>	Type	<u> </u>	Location	<u> </u>
Quantity	<u> </u>	Type	<u> </u>	Location	<u> </u>

 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: 06/06/2023 Signature of Affiant:  9434

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 06 day of June, 2023, by Devina Marie DeLuca
Affiant's name

 9434
Signature of Attesting LEO Witness

J. Rogatiner
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)

AFFIDAVIT CONTINUATION

FROM SECTION 4
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1. 1 REVOLVER - VSO EVIDENCE
2. 1 RUGER GP 100 - SN: [REDACTED] - RESIDENCE
3. 1 COLTS OFFICERS MATCH - SN: [REDACTED] - RESIDENCE
4. 1 MOD D - SN: [REDACTED] - RESIDENCE
5. 1 GLOCK 19 - SN: [REDACTED] - RESIDENCE
6. 1 KIMBER CUSTOM LW - SN: [REDACTED] - RESIDENCE
7. 1 RUGER MODEL 10/12 - SN: [REDACTED] - RESIDENCE
8. 1 REMINGTON MODEL 725 - SN: [REDACTED] - RESIDENCE
9. 1 HENRY REPEATING ARMS - SN: [REDACTED] - RESIDENCE
10. 1 HENRY REPEATING ARMS - SN: [REDACTED] - RESIDENCE
11. 1 STURM RUGER - SN: [REDACTED] - RESIDENCE
12. 1 RUGER PALMETTO PA-15 - SN: [REDACTED] - RESIDENCE
13. 1 WINCHESTER - SN: [REDACTED] - RESIDENCE
14. 1 AMADLEO ROSSI - SN: [REDACTED] - RESIDENCE
15. 1 KIDD HUNTER - SN: [REDACTED] - RESIDENCE
16. 1 ROSSI R 92 - SN: [REDACTED] - RESIDENCE
17. 1 MARLIN 189557VL - SN: [REDACTED] - RESIDENCE
18. 1 SAVAGE 110E - SN: [REDACTED] - RESIDENCE
19. 1 RUGER 10-22 - SN: [REDACTED] - RESIDENCE
20. 1 WOLF - SN: UNKNOWN - RESIDENCE
21. 1 M49 - SN: [REDACTED] - RESIDENCE
22. 1 SIG SAUR FM PRODUCTS FMP9 - SN: [REDACTED] - RESIDENCE
23. 1 SOTA ARMS DFW - 15 [REDACTED] - RESIDENCE
24. 1 COLT COMBAT ELITE 1 - SN: [REDACTED] - RESIDENCE
25. 1 ITHICA 51 FEATHER LITE - SN: [REDACTED] - RESIDENCE
26. 1 UNKNOWN DOUBLE BARREL SHOTGUN - RESIDENCE
27. 1 REMINGTON 870 EXPRESS - SN: [REDACTED] - RESIDENCE
28. 1 BLACK POWDER - SN: [REDACTED] - RESIDENCE
29. 1 MOSSBERG 500 - SN: [REDACTED] - RESIDENCE