

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

VSO Case Number
VP230021543

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 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:

BWC RECORDING

On Monday, 11/06/2023, at approximately 1856 hours, deputies responded to _____ Deltona, in reference to a suicidal person. Upon arrival, deputies made contact with _____ (W1), who advised the following:

3 Additional pages are attached.

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

_____ Additional pages are attached.

AFFIDAVIT CONTINUATION

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_____ stated he is roommates with _____ (V1), who was making concerning statements, after _____ advised in text group chat that he understands why his friend committed suicide, and he would maybe be with him soon. Additionally, _____ said in the text he was comfortable with the decision he made. _____ advised he had not seen _____ in several hours, and he was last observed driving a silver Chevy Silverado (FL tag # _____).

While speaking with _____ Deputy Rivera observed a silver Chevy Silverado matching the same description of the truck _____ was driving. Upon Deputy Rivera attempting to conduct an investigative traffic stop on the vehicle, the vehicle turned into the driveway at _____ Deltona. Deputy Rivera made contact with the driver of the vehicle, who was confirmed to be _____

While speaking with _____ he stated he did not live at _____ and pulled over because he was aware deputies were looking for him. _____ stated he was not suicidal, and he was just very upset over the death of his friend, who committed suicide a few days ago. _____ advised he just wanted a break from his friends and wanted to be by himself at Green Springs Park to calm down. _____ stated there were no weapons inside of the vehicle because he is not allowed to own weapons because he was a, "convicted felon."

Deputy Miller contacted _____ (R1), who advised her son received text messages from _____ which said _____ was going to kill himself. Upon _____ sending the text messages to Deputy Miller they stated the following:

11/06/2023 at 1835 hours

_____ Those messages that were sent to me yesterday have made me come to a decision to go see your father sooner rather than later. I will ALWAYS love you and Alana. Goodbye Keaton.

_____ where are you? do you want help

_____ Nope but I hope they are happy with what they said last night. I'm shutting my phone off and leaving.

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_____ think this through, don't do anything please. you have a lot of people that love you

It should be noted, _____'s father, is _____'s friend who committed suicide a few days ago. Deputy Prado determined based upon the statements made from _____ in the text messages provided by both _____ and _____ that there was a substantial likelihood without care or treatment, _____ will likely cause bodily harm to himself or attempt to commit suicide. Deputy Prado subsequently placed _____ into protective custody under the provisions of the Baker Act.

Upon examining the Chevy Silverado parked in the driveway at _____ with the driver door open, deputies observed the bottom of a magazine to a handgun underneath the center console arm rest. Upon lifting the arm rest to retrieve the firearm, the lid to center console opened up, exposing the contents within the center console. Inside the center console was a orange pill bottle containing two white round pills with the imprint of M30 (later identified as Morphine using pillidentifier.com). Additionally, a spoon containing white powdery residue was located, the residue tested positive for Morphine using Nark Test Kit #2.

The firearm, later identified as a Springfield Armory XP (serial # _____), containing one magazine with fifteen 9mm rounds was removed from the vehicle.

_____ later claimed he was the owner of the firearm. Additionally, _____ advised he did not know the residents of _____

Due to the nature of the incident, the suspected narcotics and narcotics paraphernalia were submitted into the District 4 Evidence Locker for disposal.

A Risk Protection Order (RPO) was completed due to the discovery of a firearm during the incident. _____ voluntarily surrendered the firearm to the Volusia Sheriff's Office

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_____ was provided a receipt for the RPO.

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

The Springfield Armory XP firearm coupled with the fifteen rounds of 9mm ammunition were later submitted into District 4 Evidence Locker for safekeeping.

The Chevy Silverado was later towed from the residence by Pratt's Towing. A tow sheet was completed.

Digital Photographs were later uploaded into the Digital Crime Scene Database.

A criminal history inquiry revealed _____ was not a convicted felon.

Case Status: Administratively Closed

3. Affiant is 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>Handgun</u>	Location	<u>VSO EVIDENCE</u>
Quantity	<u>15</u>	Type	<u>9mm rounds</u>	Location	<u>VSO EVIDENCE</u>
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: 11/06/2023 Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 6th day of November, 2023, by D/S E. PRADO

Affiant's name


Signature of Attesting LEO Witness

D/S E. THOMAS

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)