

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

VSO Case Number
230022592

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

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, *{full legal name}* _____ B. Rodriguez _____, 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 11/23/2023 at approximately 1253 hours Deputy Rodriguez responded to _____ Deltona in reference to a disturbance.

Upon arrival dispatch advised Deputy Rodriguez the following: _____ (V1),

_____ 1 Additional pages are attached.

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

_____ Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1
PAGE 2 OF 2

discharged his firearm in his home and was last seen walking North on _____ Deputy Rodriguez encountered a male matching the description of _____ on _____ St and _____ Way. Deputy Rodriguez challenged _____ Deputy Rodriguez then secured _____ While fact finding _____ stated he got into a verbal argument with _____ (O1), over infidelity issues. _____ stated he felt suicidal and went to the garage. While in the garage _____ took his handgun and attempted to shoot himself. _____ then changed his mind and shot the floor of the garage. _____ then went back inside and left the firearm in the house before leaving on _____

Deputies spoke with _____ who stated the following: _____ and _____ got into a verbal argument. _____ grabbed their children to leave to her family's house for Thanksgiving. Upon _____ entering her car _____ stated he was going to kill himself. While _____ was backing out of the garage and the garage door was closing _____ heard a gunshot _____ went back into the garage and couldn't find _____ then left the house walking _____ on _____

Based on the investigation Deputy Rodriguez determined that without assistance _____ was a harm to himself and others. _____ was taken into custody under the Baker Act and transported to SMA. _____ volunteered to surrender his firearms to Deputies. Deputies recovered _____ firearms; subsequently _____ sign the RPO receipt and an RPO was completed.

Director Quann was notified.

Case Status: Closed

VSO Case Number
230022592

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>1</u> | Type | <u>rifle</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: 11/23/2023 Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 23 day of November, 2023, by D/S B. Rodriguez

Affiant's name



Signature of Attesting LEO Witness

D/S V. Estrada

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)