

**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 230006805

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, *{full legal name}* DEPUTY VALENTE ESTRADA, in my position as *{job title}* SHERIFF'S 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 NARRATIVE

2 Additional pages are attached.

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

SEE NARRATIVE

0 Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1
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informed Deputy Estrada, [REDACTED] and herself lived together as a family unit for five years and the relationship was intimate.

Deputy Estrada examined [REDACTED] and observed red marks around her neck and an abrasion on her forehead. [REDACTED] denied medical attention. Deputy Estrada took photographs of [REDACTED]

Deputy Kagle later spoke with [REDACTED] to obtain her statement (see Deputy Kagle's supplement). Deputy Kagle informed Deputy Estrada of the information she was provided.

Deputies conducted a canvass for the spent shell casing. Deputy Boris located the spent shell casing outside the fence of [REDACTED]'s property, in very close proximity of the backyard porch door. Based on [REDACTED]'s statement ([REDACTED] leaned over the fence and shot), the spent shell casing location was consistent with [REDACTED]'s statement. Deputies also entered the residence and observed several items tossed around as if a physical disturbance took place. Deputy Boris took photographs of the location of the spent casing.

In conclusion, based on [REDACTED] and [REDACTED]'s statement and the evidence found, the following was discovered:

[REDACTED] was conceal carrying her firearm in public roadway without a conceal carry license, and [REDACTED] shot at the ground within the proximity that [REDACTED] and her son, [REDACTED] (V2) were at (placed them in fear). [REDACTED] was charged with carrying a firearm without a license, aggravated assault, and child abuse. Deputy Estrada charged [REDACTED] with domestic violence by strangulation. It should be mentioned, [REDACTED] fled the scene prior to the deputy's arrival. Deputies attempted to meet with [REDACTED] but she refused, due to being scared she would be in trouble. Deputy Estrada completed a charging affidavit pass along.

The firearm, the seven 9mm rounds, and the magazine were placed into separate evidence bags. They were later submitted into a D4 evidence locker.

A RPO was also completed for [REDACTED]

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>TAUR/PISTOL</u>	Location	<u>EVIDENCE FACILITY</u>
Quantity	<u>7</u>	Type	<u>9MM ROUNDS</u>	Location	<u>EVIDENCE FACILITY</u>
Quantity	<u>1</u>	Type	<u>MAGAZINE</u>	Location	<u>EVIDENCE FACILITY</u>
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: 04/09/2023 Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 09 day of April, 2023, by DEP ESTRADA
Affiant's name

 9352
Signature of Attesting LEO Witness

Dep Acosta
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)