

**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 230009240

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, *{full legal name}* Juan Santiago, in my position as *{job title}* Deputy Sheriff 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 continuation page.

1 Additional pages are attached.

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

See continuation page.

1 Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1
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BWC RECORDING On 05/14/2023, at approximately 1815 hours, Deputies Santiago and Stubblefield were dispatched to _____ Deland, in reference to a suicidal person. While en route to the scene, VSO central dispatch advised that the RP, _____ (R1) stated her mother made suicidal statements and was holding a firearm. Dispatch later advised that the female's husband, later identified as _____ (W1) took the firearm from her, and secured it. Upon arrival Deputies made contact with _____ who explained he was in a verbal argument with his wife _____ (V1), over marital infidelity issues. During the argument, _____ entered the RV in the rear of the property, grabbed her Walther P22 pistol and stated she wanted to kill herself. _____ then exited the RV with _____ remaining inside and fired a single round into a wooded area. _____ then exited the RV, physically restrained _____ and secured the pistol inside. Neither one was injured. Deputies also made contact with _____ who informed she is _____'s daughter. _____ stated that both _____ and _____ were having dinner at her house, _____ in Deland. After dinner, _____ and _____ went home, however, _____ may have had too much alcohol and was intoxicated. _____ explained that she later received a phone call from _____ saying that he and _____ were fighting, after arriving at home, and that _____ said she wanted to kill herself. _____ then called _____'s phone and she again mentioned that she wanted to kill herself. At this point _____ got into her vehicle and headed over to _____ and _____'s home. When she arrived, both _____ and _____ were in the bedroom engaged in a verbal argument. _____ did not witness the initial incident, in which _____ fired her pistol, but arrived after the pistol had been secured by _____. Based on _____'s statements deputies determined that without proper care or treatment there was significant likelihood that she would harm herself. _____ was taken into protective custody under the Baker Act and transported to the Stewart Marchman mental health facility in Daytona Beach, without incident. _____ turned over custody of _____'s pistol, a Walther P22 _____, to deputies. The pistol was recovered and placed into the D2 evidence locker. Deputies completed a Risk Protection Order Affidavit.

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>Walther pistol</u>	Location	<u>In custody of VSO</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>
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: 05/14/2023 Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 14th day of May, 2023, by D/S Juan Santiago
Affiant's name


Signature of Attesting LEO Witness

K. STUBBLEFIELD 9004
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)