

IN THE CIRCUIT COURT OF THE Seventh JUDICIAL CIRCUIT,  
IN AND FOR Volusia COUNTY, FLORIDA

VSO Case Number  
200014290

IN RE: PETITION FOR RISK PROTECTION ORDER  
AGAINST *{Name of Respondent}* [REDACTED]

AFFIDAVIT

STATE OF FLORIDA  
COUNTY OF Volusia

I, *{full legal name}* JOHNATHAN LILES, in my position as *{job title}* Deputy Sheriff with the *{name of law enforcement officer/agency}* Volusia County Sheriff's Office, swear and affirm that the following facts are true and correct.

1. *{Name of Respondent}* [REDACTED] 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

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4 Additional pages are attached.

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

See Continuation:

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4 Additional pages are attached.

**AFFIDAVIT CONTINUATION**

FROM SECTION 1 \_\_\_\_\_  
PAGE 2 \_\_\_\_\_ OF 4 \_\_\_\_\_

On August 10th, 2020 at approximately 2043 hours, Deputy Liles was dispatched to [REDACTED], Edgewater in reference to a fight involving a firearm. Upon arrival, Deputy Liles and responded deputies made contact with, [REDACTED] (D1), who was detained in the driveway of the residence, due to the fact he was suspected to be the male aggressor with the firearm. After removal of [REDACTED] (D1) from the area of the residence, Deputy Liles made contact with [REDACTED] (D1) father, [REDACTED] (V1) who advised the following:

[REDACTED] (V1) stated his son [REDACTED] (D1) recently moved back into his residence to try and get back on his feet after battling drug addiction issues. [REDACTED] (V1) advised several moments before calling the police, he attempted to verbally instruct [REDACTED] (D1) to leave the residence because [REDACTED] (D1) had been drinking and was becoming very belligerent at the house. [REDACTED] (V1) stated [REDACTED] (D1) collected some of his belongings and was going to vacate the property, however, [REDACTED] (D1) became enraged due to [REDACTED] (V1) "Embarrassing" him in front of his cousin, [REDACTED] (W1), who also was outside the residence where the incident occurred. [REDACTED] (V1) stated [REDACTED] (D1) went back into the detached garage and shortly thereafter, emerged with a soft black rifle case. [REDACTED] (V1) then advised [REDACTED] (D1) walk towards him with the bag in hand and placed it onto the ground where [REDACTED] (D1) then unzipped the bag. [REDACTED] (V1) advised [REDACTED] (D1) then produced a black rifle style long gun and charged the weapon in what [REDACTED] (V1) stated as an aggressive manner. [REDACTED] (V1) advised [REDACTED] (D1) then pointed the weapon towards the ground in his direction and said "I have one in the chamber for you, so don't come at me". [REDACTED] (V1) stated he immediately stopped where he was and stated in the moment he was fearful that [REDACTED] (D1) may hurt him due to the state of mind he was in. [REDACTED] (V1) advised several moments later, [REDACTED] (D1) put the rifle back into the soft black case and that's when [REDACTED] (V1) stated he rushed towards [REDACTED] (D1) to restrain him from getting the weapon back out. [REDACTED] (V1) stated [REDACTED] grabbed the rifle bag off the ground and secured the weapon inside of the nearby garage area. [REDACTED] (V1) advised [REDACTED] (D1) then went to the end of the driveway where he was greeted by responding deputies. [REDACTED] (V1) completed a sworn written statement detailing the incident and signed a Marcy's Law document opting to keep his information private.

Deputy Liles then made contact with [REDACTED] who stated he was standing outside during the entire conflict. [REDACTED] advised [REDACTED] (D1) was arguing with his father over having to leave the residence, when [REDACTED] (D1) went into the garage and came outside carrying a black rifle case in his hands. [REDACTED] advised [REDACTED] (D1) placed the rifle bag on the ground and retrieved a black rifle style long gun from the bag. [REDACTED] stated [REDACTED] (D1) pointed the weapon in the direction of [REDACTED] (V1) and said "I got one in the chamber for you, so don't come near me. [REDACTED] advised several moments later, [REDACTED] (D1) placed the weapon back into the carrying case and proceeded to zip the bag back up. [REDACTED] advised [REDACTED] (V1) rushed in towards [REDACTED] (D1) and grabbed the bag and handed it back towards [REDACTED]. [REDACTED] stated he then quickly placed the bag with the weapon inside the garage in an attempt to hide the weapon from [REDACTED] (D1). [REDACTED] stated [REDACTED] (D1) then angrily walked towards the end of the driveway where he was



3. Affiant \_\_\_ is X 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>RIFLE</u>	Location	<u>DETACHED GARAGE</u>
Quantity	<u>2</u>	Type	<u>AMMUNITION</u>	Location	<u>DETACHED GARAGE</u>
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____

1 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: 08/17/2020

Signature of Affiant: \_\_\_\_\_

Sworn to (or affirmed) and subscribed before me by means of  physical presence or  online notarization,

this 17 day of August, 2020, by Deputy J. Liles  
Affiant's name

\_\_\_\_\_  
Signature of Attesting LEO Witness

Sergeant S. Bryan  
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)

VOLUSIA SHERIFF'S OFFICE

Clerk of Court's Number

RISK PROTECTION ORDER / BAKER ACT FIREARMS AND AMMUNITION RECEIPT

Report Date 08102020	Report Time 2041	Orig. Reported Date 08102020	Nature of Call (for Incident) ABAT AGG	Agency Report Number 20-14290	1. Original 2. Supplement 2		
Status Code: 1. Evidence 6. Recovered		7. Recovered (Outside Agency Recovered)	13. Disposed 17. Baker Act	22. RPO (Voluntary Surrender) 23. RPO (Seized)	Category Code: J. Special Documents Y. All Other Items (Guns and Ammunition)		
Leave Blank:	Item # 2	Status 1	Category Y	Quantity 1	Description AMERICAN TACTICAL BLACK RIFLE		
If Gun	Make ZZZ	Model	Caliber 223	Type / Cat RA	Action AUT	Finish BLK	Serial Number NS086028
Leave Blank:	Item # 3	Status 1	Category Y	Quantity 2	Description TWO .223 ROUNDS/ SILVER CASING		
If Gun	Make	Model	Caliber	Type / Cat	Action	Finish	Serial Number
Leave Blank:	Item #	Status	Category	Quantity	Description		
If Gun	Make	Model	Caliber	Type / Cat	Action	Finish	Serial Number
Leave Blank:	Item #	Status	Category	Quantity	Description		
If Gun	Make	Model	Caliber	Type / Cat	Action	Finish	Serial Number
Leave Blank:	Item #	Status	Category	Quantity	Description		
If Gun	Make	Model	Caliber	Type / Cat	Action	Finish	Serial Number
Leave Blank:	Item #	Status	Category	Quantity	Description		
If Gun	Make	Model	Caliber	Type / Cat	Action	Finish	Serial Number
Leave Blank:	Item #	Status	Category	Quantity	Description		
If Gun	Make	Model	Caliber	Type / Cat	Action	Finish	Serial Number
Leave Blank:	Item #	Status	Category	Quantity	Description		
If Gun	Make	Model	Caliber	Type / Cat	Action	Finish	Serial Number

INITIALS  
 Pursuant to 790.401(7)(c), Florida Statutes, the firearm(s) and/or ammunition and/or license to carry a concealed weapon were surrendered by Respondent or seized by a Deputy of the Volusia Sheriff's Office on 08-10-2020.

I am the owner of the firearm(s), ammunition, or license to carry a concealed weapon or firearm and I hereby knowingly and voluntarily consent to the surrender of the items listed in this report to the Volusia Sheriff's Office.

I am the owner of the firearm(s) and/or ammunition listed in this report. I hereby request the firearms and/or ammunition be turned over to:  
 (Name) \_\_\_\_\_  
 (Address) \_\_\_\_\_  
 (Telephone Number) \_\_\_\_\_

I, Deputy or Evidence Employee of the Volusia Sheriff's Office, acknowledge receipt of the above listed items which were either surrendered or seized on 08-10-2020, at \_\_\_\_\_, EDGEWATER \_\_\_\_\_  
 SEIZED THE ABOVE ITEMS FOR EVIDENCE

SIGNATURES  
 Respondent: IN CUSTODY Date: 8-10-20  
 Deputy: \_\_\_\_\_

CUSTODY	Item # 2-3	Date: 08-10-20	Time: 2130	Released by (Printed): DEPUTY LILES	Released by (Signature): 	Received by (Printed): EVIDENCE	Received by (Signature):	
	Leave Blank			Reason for Change: EVIDENCE				
CUSTODY	Item #	Date:	Time:	Released by (Printed):	Released by (Signature):	Received by (Printed):	Received by (Signature):	
	Leave Blank			Reason for Change:				
ADMIN.	Officer Reporting - Printed LILES, JOHNATHAN			Officer Reporting - Signature 		ID Number 8541	Unit 1B53	Date 08-10-2020
	Officer Reviewing - Printed (if Applicable)			Officer Reviewing - Signature (if Applicable)		ID Number	Unit	Date