

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

VSO Case Number
200019571

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

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, {full legal name} JOHNATHAN S. LILES, in my position as {job title} DEPUTY SHERIFF with the {name of law enforcement officer/agency} VOLUSIA SH, 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 ATTACHED

YES Additional pages are attached.

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

SEE ATTACHED

YES Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION _____

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*** BWC RECORDING***

On October 27th 2020, at approximately 1052 hours, Deputy Liles was dispatched to [REDACTED] Ormond Beach in reference to a suicidal subject. Upon arrival, Deputy Liles made contact with [REDACTED] (R1) who advised the following:

[REDACTED] stated his ex girlfriend, [REDACTED] (V1), arrived at his residence attempting to speak with him reference their past relationship. [REDACTED] stated himself and [REDACTED] dated for approximately one year before today's incident. [REDACTED] stated [REDACTED] accused him of cheating on her and she began to pace around the front yard of the residence in a unusual state of mind. [REDACTED] advised he attempted to calm [REDACTED] down, however, she left the fenced in property barefoot and began to run south bound on John Anderson Drive. [REDACTED] stated he immediately contacted law enforcement because [REDACTED] was suicidal. [REDACTED] advised while on the phone with a dispatcher, [REDACTED] arrived back to his residence and got back into her [REDACTED] and left the area driving east bound on Holland Drive, Ormond Beach towards Ocean Shore Blvd. [REDACTED] advised before [REDACTED] arrived at his residence, the two of them engaged in communication via text messaging. [REDACTED] provided the text messages to Deputy Liles which showed [REDACTED] saying she was tired of everything going on and was going to end her life by using a firearm that she took from him. [REDACTED] stated he had black unknown make .380 handgun go missing approximately one year ago and stated he believes [REDACTED] may have been in possession of the missing firearm, however, he did not confirm those allegations. [REDACTED] refused to complete a written statement and was more concerned with getting ready for work at the time of this incident.

A short time later, Deputy Liles and responding deputies/officers were able to locate [REDACTED] and her vehicle at an off beach parking lot located at Amsden Rd/Ocean Shore Blvd, Ormond Beach. Deputy Liles made contact with [REDACTED] who advised the following:

[REDACTED] stated herself and [REDACTED] have been going through a bad break up and she attempted to go and speak with [REDACTED] reference the break up. [REDACTED] stated while speaking with [REDACTED] she became angry with him so she fled the area in her vehicle. When confronted about the suicidal text messages she sent to [REDACTED] [REDACTED] stated she did indeed say she was going to take [REDACTED] firearm and use it on herself. [REDACTED] advised she made the comments because she was angry with [REDACTED]

AFFIDAVIT CONTINUATION

FROM SECTION _____

PAGE 2 OF 2

over him cheating on her. ██████████ advised she never took ██████████ firearm and advised it was still inside his residence.

Due to the totality of the circumstances, Deputy Liles placed ██████████ into protective custody under the Baker Act. Deputy Liles determined without proper treatment and evaluation, there was a substantial likelihood ██████████ would cause great harm or death to herself if not treated properly. ██████████ vehicle was located parked in a handicap spot at the off beach parking. ██████████ advised she requested ██████████ to remove her vehicle from the parking lot, however, ██████████ was not able to be reached. Deputy Liles requested Universal Towing to the scene to collect ██████████'s vehicle. An inventory of the vehicle was conducted prior to Universal's arrival. The inventory yielded negative results of any firearm's, however, a white Federal box containing 38 9mm rounds and a black DeSantis holster were located inside the vehicle. The box of ammunition and holster were collected and taken as evidence. Universal Towing arrived and took possession of the vehicle. No other items of value were located inside the vehicle.

Deputies conducted a canvass of the area where ██████████ was located to verify if any firearm's may have been tossed in the area. No firearm's were located in the immediate area.

██████████ was transported to Halifax Health, Daytona Beach and was left in the care of the medical staffing.

Deputy Liles also completed a Risk Protection Order (RPO) on ██████████ due to locating ammunition inside the vehicle. Deputy Liles later transported the items back to the District 3 North evidence locker where the items were tagged and placed into the evidence locker.

Case Status: CLOSED/ADULT BAKER ACT

3. Affiant is ~~X~~ is not aware of any existing protection order governing the respondent under any applicable statute.

NO 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>38</u>	Type	<u>9MM ROUNDS</u>	Location	<u>EVIDENCE</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>

NO 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: 10-27-2020

Signature of Affiant:  8541

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

this 27TH day of OCTOBER, 2020, by D/S JOHNATHAN LILES 8541
Affiant's name


Signature of Attesting LEO Witness

PEDRO PACMIER
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

Page 1 of 1 Pages

Report Date 10-27-2020	Report Time 1300	Orig. Reported Date 10-27-2020	Nature of Call (for Incident) BAKER ACT	Agency Report Number 20-19571	1. Original 2. Supplement 1
Status Code: 1. Evidence 6. Recovered		7. Recovered (Outside Agency Recovered)		13. Disposal 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 # 1	Status 23	Category Y	Quantity 38	Description WHITE BOX W/ 38 9MM ROUNDS
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 _____

Respondent _____

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.

Respondent _____

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) _____

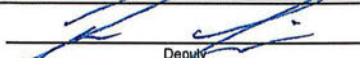
(Address) _____

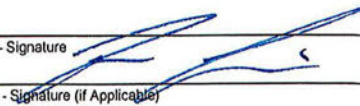
(Telephone Number) _____

Respondent _____

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 OCTOBER 27TH, 2020, at AMSDEN RD/OCEAN SHORE BLVD, ORMOND BEACH

SIGNATURES

Respondent _____ Date _____ Deputy 

CUSTODY	Item # 1	Date: 10-27-20	Time: 1800	Released by (Printed): D/S LILES	Released by (Signature):	Received by (Printed): EVIDENCE	Received by (Signature):	
	Leave Blank			Reason for Change:				
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 1D31	Date 10-27-2020
	Officer Reviewing - Printed (if Applicable)			Officer Reviewing - Signature (if Applicable)		ID Number	Unit	Date