



**AFFIDAVIT CONTINUATION**

FROM SECTION \_\_\_\_\_  
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multiple alcoholic beverages with her husband because they were celebrating their anniversary of being together. Her son, ██████████ (V2) was present and sober for majority of the incident was willing to provide Deputies with information regarding the incident. ██████████ (V2) advised that he was watching his brother, ██████████ (O1) and sister, ██████████ (O2) while they went out to celebrate. Upon arrival home, ██████████ (V2) believed he heard his parents return home and looked out of the front door's "peep hole", which he saw ██████████ (D1) walking up the driveway. ██████████ (V2) opened the door and proceeded outside, seeing his mother laying on the ground, which ██████████ (D1) told him not to think that he had hit her or he would "fuck him up". When ██████████ (V2) was told that his ██████████ would "fuck him up" he began to shake in fear because ██████████ (D1) is bigger than him and based on the level of intoxication, he did not know to what extent he would go. ██████████ (D1) and ██████████ (V2) began to get into a verbal altercation, which continued into the house. While in the house, ██████████ (V2) pulled out his cell phone in an attempt to record the incident. Once he had his phone out, ██████████ (D1) attempted to knock the phone out of ██████████ (V2) hands. On one of the attempts, ██████████ (D1) missed the phone and accidentally smacked ██████████ (V1) in the mouth. ██████████ (V2) also advised that while in the house, his ██████████ threatened to shoot him, but did not have any weapons on his person or in his possession. ██████████ (V2) was not in fear of this because he knew his ██████████ would not actually shoot him. ██████████ (D1) then proceeded to physical force ██████████ (V1) and ██████████ (V2) out of the residence by pushing them out of the house and then locked all the doors to prevent them from re-entering. ██████████ (V2) then called ██████████ and waited for law enforcement to arrive. Deputy Carelli asked if either ██████████ (V1) or ██████████ (V2) needed medical assistance, which they both refused. While speaking with the two parties outside, ██████████ (D1) proceeded to yell out the window at Deputies and refused to exit the premise. ██████████ (D1) also advised Deputies that they would need a SWAT team to get him and that we were going lights out, turning his front porch light off. Deputies were informed that ██████████ (D1) does have several firearms in the residence, is a former ██████████ police officer and a former SWAT team operator. Based on the information provided and ██████████ (D1) erratic behavior, Deputies requested Sergeant Hillyard respond to the location, moved all parties to a safe location away from the residence. Prior to moving away from the residence, ██████████ (D1) stated he only wanted to speak with Daytona Beach Shores Officer Zachary Rooney (SH420) and another person. Sergeant Hillyard requested Officer Z. Rooney responded, which he did to assist with ██████████ (D1). Sergeant Hillyard contacted the watch commander regarding the incident, who responded to the scene as well. Deputy Carelli determined that there was probable cause to charge ██████████ (D1) with battery (domestic violence) based on the two parties being married for approximately 3 years, having children together and residing together as a family unit. Deputy Carelli is subsequently charging ██████████ (D1) with assault on his step-son for putting him in fear and having the means/ability to do so. ██████████ (V1) and ██████████ (V2) were provided domestic violence pamphlets and completed Marsy's law forms wishing to have their information remain private. During the stand by of the incident, ██████████ (O1) and ██████████ (O2) were asleep in the residence the whole time. Based on the nature of the incident, a copy of the report was faxed to DCF. A criminal history check revealed that ██████████ (D1) has no prior convictions of battery. A temporary risk protection order and risk protection order were completed. ██████████ (V2) advised that he is aware of ██████████ (D1) owning 2 handguns and 1 rifle which were secured in the main bedroom closet.

3. Affiant X 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>2</u>	Type <u>Handguns</u>	Location <u>[REDACTED]</u>	<u>DB</u>
Quantity <u>1</u>	Type <u>Rifle</u>	Location <u>[REDACTED]</u>	<u>DB</u>
Quantity <u>    </u>	Type <u>    </u>	Location <u>    </u>	<u>    </u>
Quantity <u>    </u>	Type <u>    </u>	Location <u>    </u>	<u>    </u>
Quantity <u>    </u>	Type <u>    </u>	Location <u>    </u>	<u>    </u>
Quantity <u>    </u>	Type <u>    </u>	Location <u>    </u>	<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: 11/07/2020

Signature of Affiant: [Signature] Carelli, 8550

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

this 07 day of November, 2020, by Dep. Carelli  
Affiant's name

[Signature] 2383  
Signature of Attesting LEO Witness

J. HULLYARD  
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)