

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

VSO Case Number
21-18676

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

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, {full legal name} Deputy C. Jones, 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} [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 NARRATIVE

1 Additional pages are attached.

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

SEE ATTACHED NARRATIVE

1 Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1 _____
PAGE 1 _____ OF 1 _____

On 10/04/2021, at approximately 1825 hrs., deputies were dispatched to [REDACTED], Deltona, in reference to a suicidal person. The initial call notes advised [REDACTED] (R1) was calling in advising his mother, [REDACTED] (V1) was sitting in her truck (Black F-150), armed with a small handgun; threatening to commit suicide. While [REDACTED] was on the phone with dispatch, [REDACTED] advised he heard what sounded like a gunshot go off. [REDACTED] advised he was inside the residence and could see movement inside the truck, which was parked in the driveway of the aforementioned residence. It was later learned [REDACTED] had discharged one single round through the front passenger window (window was rolled down), which struck a tree that was located directly near the truck. [REDACTED] advised his mother suffered from depression. Upon arrival, Deputy Galarza observed the black F-150 parked in the driveway. Before deputies converged on the truck, [REDACTED] exited the truck via the front driver side with her hands in the air. [REDACTED] walked to the back tailgate of the truck and sat on the pavement. [REDACTED] was placed in handcuffs without incident and placed in the backseat of a patrol car. [REDACTED] was uninjured and declined medical attention. Contact was made with [REDACTED] who advised the following:

[REDACTED] advised his mother showed up at his house, banging on the front door, all while crying and alluding to suicide. [REDACTED] advised his mother suffers from depression and stated she was in the process of losing her house. [REDACTED] advised he followed his mother back outside to her truck. Once inside the truck, [REDACTED] rummaged through the center console and produced a pistol (Buffalo Arms .357 Magnum Model 1 serial # 5654), proclaiming "I found it". Upon seeing this, [REDACTED] went back inside the house and dialed 911. [REDACTED] completed a sworn written statement pertaining to this incident. Deputies located the handgun sitting in the front passenger seat of the truck. Deputies observed a bullet fragment lodged into the tree. No spent shell casings were located nearby.

Deputy Galarza spoke with [REDACTED] who when asked about the handgun, [REDACTED] stated she had the intentions of killing herself. [REDACTED] explained no one cared about her and that she was losing her house and had nothing to live for. [REDACTED] advised she did not remember if she discharged the handgun. [REDACTED] was placed in protective custody under the Baker Act Statute and was later transported to Stewart-Marchman-Act (Daytona Beach) for further evaluation without incident.

Deputy C. Jones took possession of the handgun and completed an RPO. A criminal history revealed [REDACTED] does not have any felony convictions

3. Affiant ___ is X 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>.357 MAGNUM</u>	Location	<u>[REDACTED], Deltona</u>
Quantity	<u>1</u>	Type	<u>.38 Cal round</u>	Location	<u>[REDACTED], Deltona</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>

0 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: 10-04-2021

Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 04 day of OCTOBER, 2021, by DEPUTY C. JONES

Affiant's name


Signature of Attesting LEO Witness

Tyler St John
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)