

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

VSO Case Number  
22-11296

IN RE: PETITION FOR RISK PROTECTION ORDER  
AGAINST *{Name of Respondent}* \_\_\_\_\_

**AFFIDAVIT**

STATE OF FLORIDA  
COUNTY OF VOLUSIA

I, *{full legal name}* Dep. Jeff McClafferty, in my position as *{job title}* Deputy with the *{name of law enforcement officer/agency}* Volusia Sheriffs 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

2 Additional pages are attached.

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

See supplement

0 Additional pages are attached.

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:

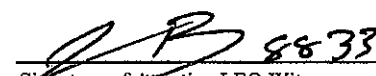
Quantity	<u>1</u>	Type	<u>Ruger LC9</u>	Location	<u>inside vehicle</u>
Quantity	<u>1</u>	Type	<u>9mm round</u>	Location	<u>inside vehicle</u>
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____

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: 06/10/2022 Signature of Affiant:  9440

Sworn to (or affirmed) and subscribed before me by means of  physical presence or  online notarization, this 10 day of June, 2022, by Deputy Deputy Deputy Deputy Deputy Deputy Jeffrey McClafferty  
Affiant's name

 8833  
Signature of Attesting LEO Witness

JEFFREY M. MCCLAFFERTY  
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)

**AFFIDAVIT CONTINUATION**

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\*\*\*BWC RECORDING\*\*\*On 06/09/2022, at approximately 2102 hours, Deputy McClafferty was dispatched to [REDACTED], DeBary, in reference to a suicidal person. Prior to arrival on scene, Deputy McClafferty met with [REDACTED] (RP) at the Winn Dixie at Highbanks Rd. and Charles R. Beall Blvd. [REDACTED] stated the following: [REDACTED] (V1), sent her a text photo of him holding a gun and threatened to kill himself. [REDACTED] also stated [REDACTED] was upset since she was in the mountains and did not have cell phone service and thought [REDACTED] was ignoring him. [REDACTED] was in possession of [REDACTED] black and silver, Ruger LC9 (Serial # 323-65689) with one round loaded in the chamber.

An attempt to locate [REDACTED] at the aforementioned address was met with negative results. A ping of [REDACTED] cell phone ([REDACTED]) determined him to be within a 2 mile radius of Interstate 4 near exit 107. [REDACTED] left the initial location in his own vehicle, a white Ford passenger car bearing FL tag# [REDACTED] which was later found by Air1 at the Kangaroo at the intersection of Dirksen Dr. and Charles R. Beal Blvd.

After various attempts to make contact with [REDACTED] he made contact with the District 6 Sergeant via video chat using [REDACTED] cell phone. [REDACTED] appeared to be frustrated and anxious while on the video chat. [REDACTED] was observed placing the firearm to his head repeatedly and would then take it down as conversation progressed. There were numerous occasions when [REDACTED] would state he would put he gun down and surrender as long as he could talk to [REDACTED] [REDACTED] would seemingly get frustrated when the opportunity to surrender would present itself, however; he would retract his statements and would continue in conversation of not trusting deputies.

Shortly after a mental health specialist from SMA arrived on scene and made contact with [REDACTED] via telephone.

Deputies physically made contact with [REDACTED] at the Kangaroo. Deputies observed [REDACTED] to be very indecisive about surrendering but finally came to the conclusion to put the firearm down. Deputies utilized multiple less lethal weapons in an attempt to secure [REDACTED] (see supplements for more information).

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**AFFIDAVIT CONTINUATION**

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Due to [REDACTED] statements and actions, Deputy McClafferty determined that without treatment, there is a substantial likelihood that [REDACTED] would cause serious bodily injury to himself.

Deputies placed [REDACTED] into protective custody under the Baker Act at and called for medical assistance. The fire department arrived on scene to treat [REDACTED] [REDACTED] was then transported to Advent Health Fish Memorial, Orange City by OCFD for further medical evaluation. Deputies collected the firearm and a sliver and black knife on scene and submitted them into the District 6 Evidence locker.

The District 6 Sergeant was notified and came on scene where he notified the Watch Commander.

Due to this incident, a Risk Protection Order was completed.

Case Status: Closed