

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

VSO Case Number
220016408

IN RE: PETITION FOR RISK PROTECTION ORDER
AGAINST {Name of Respondent} _____

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, {full legal name} Andrew Bayne, 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} _____ 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:

On August 25th, 2022, at approximately 1730 hours, Deputy Bacon responded to _____ Ormond Beach, in reference to a reported disturbance involving a firearm and a possible suicidal subject. Upon arrival, Deputy Kapten observed _____ (V1) exiting the residence with a firearm after being asked by Volusia Central Communications to come outside. Deputy Kapten observed _____ (O1) at the end of the driveway.

1 Additional pages are attached.

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

SEE INITIAL NARRATIVE/SUPPLEMENTS

_____ Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1
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_____ was ordered to put the gun down, which she complied with. Deputy Bacon secured the firearm within his patrol vehicle to complete the investigation. Deputy Bacon then made contact with _____ who advised the following:

_____ advised she has been having an argument with her now ex-boyfriend, _____ reference him being verbally abusive. _____ advised she made a video on her cell phone where she was holding her hand gun, a pink 9mm SCCY semi automatic pistol, bearing serial number _____ against her chest but not pointed at herself. _____ advised she was fearful and sent out this video to anyone she could in order to seek help. _____ advised she was not suicidal but wanted law enforcement assistance against _____. Deputy Bacon then attempted to speak with _____ who refused to provide a sworn verbal or written statement. Deputy Bacon then made contact with _____ (R1), the father of _____'s two children. _____ advised he received the video _____ sent out and called _____ due to being worried for _____'s well being. _____ then responded to the above-mentioned residence along with law enforcement. _____ advised _____ has a history of suicidal thoughts and self-harm.

_____ advised _____ would never admit to being suicidal due to being fearful of losing her children. _____ advised after watching the video, he was fearful _____ would kill herself. _____ completed a sworn written statement detailing what occurred. Deputy Bacon then reviewed the video _____ sent out. Deputy Bacon observed _____ to be going on about how _____ is being abusive and blackmailing her. Within the video, Deputy Bacon observed _____ to make the following statements among others while crying: "i am a worthless piece of shit" "I have been tormented" "I can't do anything because I love my kids" "I just wish someone would help" "Because no one cares or helps anyone anymore" Based on the lack of physical evidence, Deputy Bacon determined there was no evidence of anything criminal leading up to this incident. Deputy Bacon observed cuts on the inside of _____'s forearms consistent with self-harm marks.

Deputy Bacon observed the cuts to be just beginning to heal, but not bleeding. Based on the above stated information, Deputy Bacon determined that without care or treatment, _____ could cause serious bodily harm to herself or others as evident by recent behavior. Deputy Bacon further determined _____ was unable to determine for herself rather examination was necessary. Deputy Bacon placed _____ into protective custody under the Baker Act and had her transported to Halifax Health Hospital in Daytona Beach for further treatment.

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AFFIDAVIT CONTINUATION

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Deputy Bacon forwarded a copy of [REDACTED]'s video to Deputy Bayne who later submitted in into the District 3 evidence locker. It should be noted, [REDACTED] and [REDACTED]'s children were not present for the incident in anyway. Due to the involvement of a firearm, Deputy Bayne completed a risk protection order on [REDACTED] and submitted the handgun, two magazines, and 20 rounds of 9mm into the District 3 evidence locker for safekeeping.

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

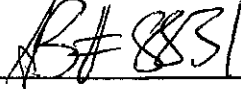
0 Known protection orders are attached

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:

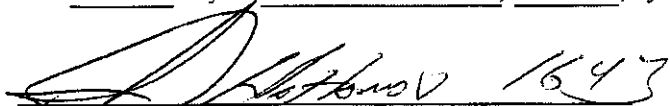
Quantity	<u>1</u>	Type	<u>PISTOL</u>	Location	<u>VSO EVIDENCE</u>
Quantity	<u>20</u>	Type	<u>9MM</u>	Location	<u>VSO EVIDENCE</u>
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____

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: 08/25/2022 Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 25TH day of August, 2022, by D/S Bayne #8831
Affiant's name


Signature of Attesting LEO Witness

SERGEANT HATTAWAY
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)

