

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

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

VSO Case Number  
230013952

AFFIDAVIT

STATE OF FLORIDA  
COUNTY OF VOLUSIA

I, *{full legal name}* JUSTIN T. DE LA ROSA, in my position as *{job title}* DEPUTY SHERIFF with the *{name of law enforcement officer/agency}* VOLUSIA SHERIFF 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 ATTACHED

1 Additional pages are attached.

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

SEE ABOVE

N/A Additional pages are attached.

**AFFIDAVIT CONTINUATION**

FROM SECTION \_\_\_\_\_  
PAGE 1 OF 1

On 07/21/2023, at approximately 2226 hours, Deputy Delarosa responded to \_\_\_\_\_  
\_\_\_\_\_ New Smyrna Beach, in reference to a weapons complaint.

Prior to Deputy Delarosa's arrival Sergeant J. Turner requested for mutual aid. Officer K. Nugent and Officer P. Sweeny with the Edgewater Police Department arrived on scene and made contact with \_\_\_\_\_ (S1). Prior to their arrival the Edgewater officer's made contact with bystanders who advised they heard several gunshots coming from \_\_\_\_\_'s trailer. For more details refer to Edgewater Police Departments Case number EW230700170.

Upon arrival, Deputy Delarosa made contact \_\_\_\_\_ Deputy Delarosa read \_\_\_\_\_ his Miranda Rights from his agency issued card. \_\_\_\_\_ advised he understood his rights and wished to speak with deputies.

\_\_\_\_\_ advised the following: \_\_\_\_\_ had been drinking and was in a "good mood". \_\_\_\_\_ had recently bought a Glock 23 and wanted to test it out. \_\_\_\_\_ stated that he walked from within his residence to his doorway and fired the handgun outside in the air towards Oak Hill, because it's known as "Pill Hill" approximately 9 times. Deputy Delarosa asked \_\_\_\_\_ for his consent to recover the aforementioned firearm, along with a Ruger Assault Rifle from within the residence to which \_\_\_\_\_ replied yes. Deputy Delarosa recovered a black handgun in the rear of the residence, unloaded with no ammunition, and a black Ruger Assault Rifle encased located inside a closet in the bedroom of the residence.

Deputies gathered photographs of the scene along with loose shell casing that were on scene by the doorway. Deputies recovered 9, 9MM shell casing that were later gathered as evidence.

While on scene deputies canvased the area, deputies were unable to locate surveillance cameras. Deputies made contact with \_\_\_\_\_ (O1). \_\_\_\_\_ advised he heard gunshots from outside his residence, and when went to look outside he saw \_\_\_\_\_ with a Semi-automatic handgun facing away from his camper by his porch.

Due to the high propensity of \_\_\_\_\_ recklessly discharging any more weapons, \_\_\_\_\_'s weapons were seized as evidence and RPO'ed. It should be noted \_\_\_\_\_ Glock handgun, was taken for evidence purposes and his Ruger Assault Rifle was taken under a Risk Protection Order.

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

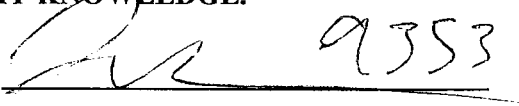
N/A Known protection orders are attached

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>LONG GUN</u>	Location	<u>VSO EVIDENCE</u>
Quantity	<u>30</u>	Type	<u>5.56 ROUNDS</u>	Location	<u>VSO EVIDENCE</u>
Quantity	<u>1</u>	Type	<u>GLOCK</u>	Location	<u>VSO EVIDENCE</u>
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____

N/A 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: 07/21/2023 Signature of Affiant:  9353

Sworn to (or affirmed) and subscribed before me by means of  physical presence or  online notarization, this 21 day of January, 2023, by DEPUTY DELAROSA  
Affiant's name

 9288  
Signature of Attesting LEO Witness

DEPUTY NELSON  
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)