

**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 230007075

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, *{full legal name}* _____ Tyler King _____, 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 Thursday, April 13, 2023, at approximately 1614 hours deputies were dispatched and responded to _____ Deltona in reference to a battery complaint. While enroute Central Dispatch advised the reporting party, later identified as _____ (V1), stated her roommate, later identified as _____ (D1), was threatening to shoot her with a gun.

_____ 2 _____ Additional pages are attached.

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

Deputy King then spoke with _____ who advised she was outside on the back porch smoking a cigarette when she overheard _____ tell _____ she was going to blow her up. _____ advised she observed _____ holding onto her black in color Smith and Wesson revolver which was partially concealed within her black fanny pack she was wearing around her waist. _____ completed and swore to a sworn written statement detailing the incident. _____ had no further information to provide Deputy King with.

_____ Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1
PAGE 2 OF 3

Upon arrival Deputy King made contact with [REDACTED] and [REDACTED] (O1). [REDACTED] stated she was sitting on the couch within the living room when [REDACTED] exited from her back bedroom and walked into the kitchen while wearing a black fanny pack. [REDACTED] advised she observed [REDACTED] walk out of the kitchen and state, "I can shoot you". [REDACTED] stated as [REDACTED] was saying the aforementioned statement, she observed [REDACTED] reach into her black in color fanny pack and grab the handle of a black in color revolver. [REDACTED] advised as she observed the firearm she immediately was in fear for her life and began to shake as she believed she was going to be shot at. [REDACTED] explained the firearm was never pointed at her however, she believed it was going to be used as [REDACTED] grabbed the handle. [REDACTED] further explained [REDACTED] then stated, "I can blow you up too". [REDACTED] stated at this time she retreated out onto the back porch with [REDACTED]. [REDACTED] advised [REDACTED] walked into the back towards her bedroom then was observed walking throughout the house as she contacted 9-1-1.

Deputy Kagle provided [REDACTED] with a rights and remedies packet. [REDACTED] completed a VSO Marsy's Law form advising she wanted her information to remain confidential. [REDACTED] completed a sworn written statement detailing the incident and advised she wanted to pursue charges. [REDACTED] had no further information to provide Deputy King with.

Deputy King then spoke with [REDACTED] who advised she was outside on the back porch smoking a cigarette when she overheard [REDACTED] tell [REDACTED] she was going to blow her up. [REDACTED] advised she observed [REDACTED] holding onto her black in color Smith and Wesson revolver which was partially concealed within her black fanny pack she was wearing around her waist. [REDACTED] completed and swore to a sworn written statement detailing the incident. [REDACTED] had no further information to provide Deputy King with.

[REDACTED] did not have any injuries and denied needing medical attention from Deltona Fire Rescue.

[REDACTED] allowed deputies to enter the residence and showed Deputy Edwards where she placed the aforementioned firearm. Deputy Edwards advised he observed a black Smith and Wesson revolver within a white bag. Deputy Edwards further stated he observed a black fanny pack on top of [REDACTED]'s bed. Deputy Edwards provided the firearm to Deputy King who later submitted to the District 4 Evidence locker as evidence.

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

VSO Case Number
230007075

AFFIDAVIT CONTINUATION

FROM SECTION 1
PAGE 3 OF 3

It should be noted [redacted] and [redacted]'s relationship is not domestic in nature as they are only roommates.

In conclusion, Deputy King's investigation revealed the following:

It was found that [redacted] committed an aggravated assault with a deadly weapon on [redacted] by pointing a firearm at her which created a well-founded fear for her life. Deputy King's findings were based on the statements provided by [redacted], [redacted] and [redacted] which were consistent with each other. Due to the aforementioned information, Deputy King placed [redacted] under arrest and she was transported to VCBJ without further incident.

CASE STATUS: Arrest/ Adult

3. Affiant 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>1</u>	Type	<u>S&W Revolver</u>	Location	<u>VSO Evidence</u>
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____

_____ 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: 04/13/2023 Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 13 day of April, 2023, by D/S T. KING
Affiant's name


Signature of Attesting LEO Witness

D/S Carelli 8550
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)