

**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} [REDACTED]

VSO Case Number
240010692

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, {full legal name} Anthony Adams, 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} [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 pages

_____ Additional pages are attached.

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

[REDACTED] stated he witnessed [REDACTED] drive by and proceeded to stop and put his vehicle in reverse and block [REDACTED] vehicle from exiting the parking spot. [REDACTED] stated he witnessed [REDACTED] exit the vehicle for which he did as well. [REDACTED] stated he observed a firearm in the waistband of [REDACTED] [REDACTED] stated he was in fear for his life and struck [REDACTED] once in the face with a closed fist.

_____ Additional pages are attached.

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>Rugar Max-9</u>	Location	<u>Harvard Beach Approach</u>
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____

_____ Additional pages are attached.

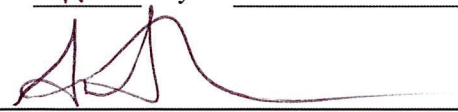
AFFIANT HEREBY CERTIFIES UNDER PENALTY OF PERJURY THAT THE STATEMENTS AND FACTS IN THIS AFFIDAVIT AND IN ANY ATTACHMENTS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Dated: 05/12/2024

Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of ☐ physical presence or ☐ online notarization,

this 11 day of MAY, 2024, by Deputy Oldham
Affiant's name


Signature of Attesting LEO Witness

Anthony Adams
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)

- Incident Report (Cont.) -

*** BWC RECORDING ***
MARSY'S LAW INVOKED

On 05/11/2024 at approximately 1629 hours, Deputies responded to the Harvard Beach approach, Ormond Beach in reference to a fight with a firearm.

Upon arrival Deputies observed a blue Chevrolet pickup truck leaving the scene but stopped when the vehicle spotted law enforcement. Deputy Oldham made contact with [REDACTED] (O2) and [REDACTED] (D1) who stated that when they were entering the beach in their white Chevrolet, they heard someone yell at them. [REDACTED] stated they put the truck in reverse and saw [REDACTED] (V1) and [REDACTED] (O1) get out of the vehicle and stated [REDACTED] started to yell at [REDACTED] and proceeded to start punching [REDACTED]. [REDACTED] proceeded to stated [REDACTED] then grabbed the firearm off of [REDACTED] while on the ground and proceeded to empty the magazine of the bullets and place the firearm on [REDACTED] vehicle. [REDACTED] stated the firearm was never used. When asked how the two parties knew each other, [REDACTED] stated that the female in the blue Chevrolet was [REDACTED] who is [REDACTED] ex-partner who they share a kid in common with.

Deputies made contact with [REDACTED] (O) who stated they were leaving the beach when she noticed her ex-boyfriend, [REDACTED] drive by in his white Chevrolet. [REDACTED] stated she then observed [REDACTED] put his vehicle in reverse and block their vehicle from leaving their parking space. [REDACTED] stated [REDACTED] exited the vehicle when she noticed a firearm tucked in the waistband but over top his t-shirt. [REDACTED] stated [REDACTED] then punched [REDACTED] and proceeded to take the firearm and empty the rounds from the magazine and place the firearm on [REDACTED] vehicle.

Deputy Oldham made contact with [REDACTED] who stated he's had issues with [REDACTED] in the past. [REDACTED] stated he witnessed [REDACTED] drive by and proceeded to stop and put his vehicle in reverse and block [REDACTED] vehicle from exiting the parking spot. [REDACTED] stated he witnessed [REDACTED] exit the vehicle for which he did as well. [REDACTED] stated he observed a firearm in the waistband of [REDACTED] stated he was in fear for his life and struck [REDACTED] once in the face with a closed fist. [REDACTED] stated once he struck [REDACTED] the firearm fell to the ground for which he picked it up and unloaded it and placed the firearm on [REDACTED] truck. [REDACTED] stated he observed Jordan McGraw approach the firearm for which he then shoved him away again in fear that [REDACTED] will retrieve the firearm. [REDACTED] stated to Deputies he wishes to peruse charges.

Deputies made contact with employees at the Ocean East Resort Club, for which they stated they had video surveillance of the beach approach. Deputy Oldham observed the white Chevrolet entering the beach from the approach when the vehicle went into reverse at a fast rate of speed stopping in front of the backed in Blue Chevrolet and blocking the vehicle from exiting. Deputy Oldham observed [REDACTED] exit the vehicle followed by [REDACTED] and [REDACTED]. Deputy Oldham observed [REDACTED] approaching [REDACTED] where they both came within feet of each other in front of [REDACTED] vehicle. Deputy Oldham observed [REDACTED] strike [REDACTED] once for which [REDACTED] fell. Deputy Oldham observed [REDACTED] grab an item and retreat to the passenger side of [REDACTED] vehicle placing the [REDACTED]. Deputy Oldham observed [REDACTED] slowly get to his feet and approach [REDACTED] again for which [REDACTED] again struck [REDACTED] causing him to fall to the ground.

Deputy Oldham received a witness who left the scene prior for dinner plans but left contact information. Deputy Oldham has been unable to get into contact with the witness and will try at a later date. [REDACTED] (O3)

Upon completion of his investigation, Deputy Oldham determined [REDACTED] unlawfully threatened [REDACTED] with an act to do violence with the apparent means to do so which created a well-founded fear [REDACTED] was placed in custody for aggravated assault.

All parties on scene completed a sworn written statement regarding the incident.

[REDACTED] was transported to Halifax Health for his injuries.

The firearm and ammunition were submitted to the VSO evidence facility.

Surveillance footage was submitted as evidence to Axon evidence.

An RPO was submitted for [REDACTED]


Case Status: Arrest / Adult

NARRATIVE

ADMIN INFO

<input type="checkbox"/> Victim Advocate	<input type="checkbox"/> Triad	<input type="checkbox"/> SA Referral	<input type="checkbox"/> DCF Hotline	<input type="checkbox"/> CAC	Spoke With	Date/Time Spoke With
<input type="checkbox"/> FCIC/NCIC Entry	<input type="checkbox"/> FCIC/NCIC Cancel	<input type="checkbox"/> T.T. BOLO	Date	By	Connecting Report Number	Agency
Copies To			Additional Forms Attached		If Other Attachment Selected, Describe	

OFFICER

Officer No. 1	Officer Name	Oldham, Corey 9280	Involvement Type	Reporting	Unit	Signature Date	05/11/2024 22:28:00
Officer Signature							
Officer No. 2							