

**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  
VP240015617

**AFFIDAVIT**

STATE OF FLORIDA  
COUNTY OF VOLUSIA

I, {full legal name} \_\_\_\_\_ Timothy Miller \_\_\_\_\_, 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:

See attached page for narrative.

\_\_\_\_ 3 \_\_\_\_ Additional pages are attached.

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

See attached narrative and sworn written statement.

\_\_\_\_ 3 \_\_\_\_ Additional pages are attached.

**AFFIDAVIT CONTINUATION**

FROM SECTION 1  
PAGE 1 OF 1

On 07/14/2024, at approximately 1630 hours, deputies responded to \_\_\_\_\_ Orange City in reference to suicidal person. Upon arrival, deputies made contact with \_\_\_\_\_ (V1) who advised the following:

\_\_\_\_\_ and his ex-girlfriend, \_\_\_\_\_ (O1), were arguing about him finally moving out and what they would do with their shared business. \_\_\_\_\_ advised they have been living together but are separated and \_\_\_\_\_ began seeing another person. This upset \_\_\_\_\_ and he advised he has been struggling mentally after he found out about the new relationship. \_\_\_\_\_ informed deputies that he surrendered his firearms early this afternoon because he was afraid "something bad would happen" with his current mental state if he left them in the home.

Deputies then made contact with \_\_\_\_\_ who advised the following:

\_\_\_\_\_ and \_\_\_\_\_ were discussing the plan for \_\_\_\_\_ to finally move out of her house so that she could move on with her new relationship. \_\_\_\_\_ advised \_\_\_\_\_ went into his bedroom and closed the door. She then heard \_\_\_\_\_ load and charge a rifle. When \_\_\_\_\_ exited the bedroom, he walked outside to their pool deck and put the rifle to his chin. \_\_\_\_\_ began crying and fell to her knees begging \_\_\_\_\_ not to pull the trigger. \_\_\_\_\_ instructed \_\_\_\_\_ to "Stop screaming or I will pull the trigger". \_\_\_\_\_ stopped screaming and advised \_\_\_\_\_ did put the gun down and talked to her. \_\_\_\_\_ tried to assist \_\_\_\_\_ with reaching out for help, but he refused. \_\_\_\_\_ then collected up their firearms and brought them to the neighbor's house just before deputies arrived.

\_\_\_\_\_ provided deputies with a sworn written statement detailing the incident. \_\_\_\_\_ was secured and transported to Stewart Marchman Crisis Center for mental health evaluation under a Baker Act without incident.

Deputies completed a risk protection order and submitted it to risk protection submissions for review.

Case Status: Administratively Closed

None Known protection orders are attached

Quantity	1	Type	Handgun	Location	1570 Cypress Av, OC
Quantity		Type		Location	
Quantity		Type		Location	
Quantity		Type		Location	
Quantity		Type		Location	
Quantity		Type		Location	

Additional pages are attached.

Dated: 07/14/2024 Signature of Affiant: Timothy Miller Digitally signed by Timothy Miller  
Date: 2024.07.14 17:32:27 -04'00'

**John Berard** Digitally signed by John Berard  
Date: 2024.07.14 17:34:14 -04'00'

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Signature of Attesting LEO Witness

**OR**

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