

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
VP24-7870

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, {full legal name} _____ E. Thomas, in my position as {job
title} Deputy 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:

____ 1 Additional pages are attached.

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

Witnessed the handgun on multiple occasions and was threatened by _____ who
had the black handgun in his possession and which was visible to _____

____ 1 Additional pages are attached.

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AFFIDAVIT CONTINUATION

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*** BWC RECORDING ***

MARSY'S LAW INVOKED

On April 8th, 2024, at approximately 1100 hours, Deputy Thomas responded to [REDACTED] in reference to a domestic violence incident.

Upon arrival, Deputy Thomas made contact with [REDACTED] (VI), who completed a verbal statement, reporting the following: [REDACTED] got into a verbal altercation with his father, [REDACTED] over household chores not being done. [REDACTED] came into [REDACTED]'s bedroom and placed his foot on the bed screaming at him. [REDACTED] being scared, placed the sheets and blankets over his head as [REDACTED] continued to enter and exit the room yelling at him. [REDACTED] left the bedroom to go find [REDACTED]'s girlfriend when [REDACTED] confronted him again. [REDACTED] saw [REDACTED] in his bedroom grabbing a firearm from the safe. [REDACTED] was standing in the living room and moved towards the dinner table creating distance from [REDACTED] as he approached with a handgun in his right hand. [REDACTED] stated the firearm was a black pistol and [REDACTED] had his finger on the trigger. [REDACTED] then entered the living room to stop [REDACTED] as [REDACTED] yelled, "I'll kill you", multiple times. [REDACTED] advised he was scared for his life, and this was not the first time [REDACTED] had threatened his life. [REDACTED] then left the residence after the altercation. [REDACTED] was unable to go to bed following the incident due to him being in fear for his life.

[REDACTED] advised [REDACTED] arrived back at the residence around 1000 hours on April 8th where he observed [REDACTED] in his bedroom removing two handguns and ammunition from the safe. As he did so, [REDACTED] stated "thank you" to [REDACTED] sarcastically thanking him for calling the police. [REDACTED] observed [REDACTED] leave the residence on his black 2003 Harley Davidson Soft Tail bearing Florida registration [REDACTED] where he did not return.

Deputy Thomas made contact with [REDACTED] via telephone, who reported the following: She received a phone call from Blackies Bar, located at 2995 Enterprise Road, Debary, FL, advising her [REDACTED] needed to get picked up. [REDACTED] picked up [REDACTED] and brought him home.

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Once they got home _____ and _____ began arguing. _____ observed a handgun in _____'s hand and kept _____ from getting close to _____. She advised she was able to calm down _____ before he left the residence for the night. _____ last saw _____ around 1000 hours on April 8th at _____ before she left for work.

Deputies were unable to contact _____ via telephone due to the telephone being turned off.

After interviewing the parties involved,

_____s location was unable to be determined. Deputies checked Blackies Bar in Debary, FL, where they did not observe _____ or his bike.

A query of the _____ database for the above-mentioned motorcycle was conducted, yielding no results within the last 48 hours.

Deputy Thomas contacted VC3, entering Florida registration _____ in the hotlist for pending charges.

Susan Beckwith arrived at the District Four Office, located at 1691 Providence Blvd, to assist _____

Beckwith is a waiver support

coordinator who is employed by the Agency for People with Disabilities (APD). Beckwith

arrived on the scene to take _____ to an

assisted living location due to his feeling of not being safe at home. Deputy Thomas completed

all domestic violence paperwork with

_____ present. _____ signed a Marsy's Law form, invoking his right to keep his information

private. _____ was provided with his

victim rights and remedies.

At the conclusion of the investigation, Deputies determined probable cause exists to arrest

_____ for Domestic Violence: Aggravated

Assault.

Due to _____ leaving the scene before Deputies arrival, Deputy Thomas completed a pass-along affidavit and placed it in the District

Four binder.

A Risk Protection Order has been drafted and submitted for approval.

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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>Green Handgun</u>	Location	<u>[REDACTED]</u>	<u>DLT</u>
Quantity	<u>1</u>	Type	<u>Black Handgun</u>	Location	<u>[REDACTED]</u>	<u>DLT</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: 04/09/2024

Signature of Affiant: Dep E Thomas #9639

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

this 9th day of April, 2024, by Deputy E. Thomas
Affiant's name

C. H
Signature of Attesting LEO Witness

Cari Haines
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)