

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
240009532

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, {full legal name} GRANT ROSS, 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:

*** BWC Active ***
** Juveniles **

On 04/28/2024 at approximately 0811 hours, Deputy Ross responded to _____ New Smyrna Beach, in reference to an accidental overdose later revealed to be a suicidal person. Prior to arrival, Central Dispatch advised a _____ (V1)

2 Additional pages are attached.

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

Deputy Ross made contact with _____ who stated between 0700-0745 hours she arrived to come help with _____ was aware of _____' episodes and assumed he was also under the influence. While on scene _____ told _____ he had taken approximately 6-9 oxycodone 10mg pills, along with cocaine, and alcohol. _____ had never seen _____ such a bad state before. While trying to calm _____ down, he grabbed a steak knife from the kitchen counter and held it to his throat and said he was

1 Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1
PAGE 2 OF 3

had accidentally ingested approximately 6-8 oxycodone pills.

Upon arrival, Deputy Ross made contact with Volusia Fire Rescue personnel who advised it was not an accidental ingestion but an intentional overdose and attempted suicide.

Deputy Ross made contact with [REDACTED] girlfriend [REDACTED] (W1) who stated [REDACTED] has a long history of mental illness which has never been treated or diagnosed. Approximately once a month, [REDACTED] will suffer an episode like today's. [REDACTED] episodes are usually brought on by a combination of stress, use of cocaine, abuse of pain medication, and alcohol. At approximately 0700 hours, [REDACTED] awoke and found [REDACTED] acting bizarre, intoxicated, and appeared to be suffering from a mental health episode. [REDACTED] was acting bizarrely described like a split personality with a different voice. [REDACTED] was stumbling around the house uncontrollably. [REDACTED] called [REDACTED] sister [REDACTED] (R1) to come over and assist in getting [REDACTED] to calm down. [REDACTED] arrived and together they attempted to calm [REDACTED] down. At one point, [REDACTED] grabbed a steak knife from the kitchen counter, and held it to his neck and stated the devil was making him do it, and he would kill himself. [REDACTED] took the knife from [REDACTED] and disposed of it.

Deputy Ross made contact with [REDACTED] who stated between 0700-0745 hours she arrived to come help with [REDACTED] [REDACTED] was aware of [REDACTED] episodes and assumed he was also under the influence. While on scene [REDACTED] told [REDACTED] he had taken approximately 6-9 oxycodone 10mg pills, along with cocaine, and alcohol. [REDACTED] had never seen [REDACTED] in such a bad state before. While trying to calm [REDACTED] down, he grabbed a steak knife from the kitchen counter and held it to his throat and said he was going to kill himself. Once [REDACTED] disarmed [REDACTED] removed the sharp objects from the vicinity. [REDACTED] became concerned for [REDACTED] when he began to foam at the mouth, and she was concerned of him passing out and choking on his own vomit and called for medical assistance.

Deputy Ross made contact with [REDACTED] who appeared to be heavily under the influence. [REDACTED] had a dried white residue substance around his lips, was slurring his words and appeared unsteady on his feet. [REDACTED] only admitted to taking two oxycodone pills which he got from a friend.

AFFIDAVIT CONTINUATION

FROM SECTION 1
PAGE 3 OF 3

Based on the circumstances surrounding the incident, [REDACTED] was placed into protective custody under the Baker Act as there is substantial likelihood that without care or treatment the individual will cause serious bodily harm to himself.

Deputy Ross followed VCEMS to Advent Health in Orange City, for evaluation.

At approximately 1014 hours, Deputy Ross returned to [REDACTED] New Smyrna Beach, to complete paperwork for the investigation.

Deputy Ross made contact with [REDACTED] who provided new information that after she had disarmed [REDACTED] from the knife, [REDACTED] also stated he would shoot and kill himself. [REDACTED] was never armed with a firearm, or attempted to arm himself but does own a handgun and an AR-15 style rifle. [REDACTED] had never seen [REDACTED] threaten suicide before but is fearful of [REDACTED] dwindling state of mind. [REDACTED] declined to write a sworn written statement due to fear of upsetting [REDACTED] however, swore a verbal statement.

Deputy Ross made contact with [REDACTED] who also provided new information that after [REDACTED] had been disarmed, he stated he would just shoot himself. [REDACTED] was never armed with a firearm or attempted to arm himself during the incident. [REDACTED] completed a sworn written statement detailing the incident.

[REDACTED] and [REDACTED]'s children [REDACTED] a minor, (O1) and [REDACTED], a minor (O2) were on scene but did not witness the incident. A copy of the report was uploaded to the DCF portal.

[REDACTED] has no history of being committed under the Baker Act.

A petition for a Temporary Risk Protection Order on [REDACTED] was completed.

[REDACTED] was hand delivered a Risk Protection Order Notification.

[REDACTED] declined to voluntarily surrender his firearms to VSO.

A query revealed [REDACTED] does not have a Concealed Weapons license.

- 0 Known protection orders are attached

- | | | | | | |
|----------|---|------|-------------|----------|---------|
| Quantity | 1 | Type | AR-15 RIFLE | Location | OFFICE |
| Quantity | 1 | Type | HANDGUN | Location | BEDROOM |
| Quantity | | Type | | Location | |
| Quantity | | Type | | Location | |
| Quantity | | Type | | Location | |
| Quantity | | Type | | Location | |

Additional pages are attached.

Dated: 04/28/2024 Signature of Affiant: [Signature]

Affiant's name

Signature of Attesting LEO Witness

N. Vesely
Print name of Attesting LEO Witness

OR

(Print, Type, or Stamp Commissioned Name of Notary Public)

(Type of Identification Produced)