

**IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT,
IN AND FOR VOLUSIA COUNTY, FLORIDA**

VSO Case Number
VP25-1137

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

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, *{full legal name}* Curt Johnson, 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 additional pages

_____ Additional pages are attached.

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

_____ Additional pages are attached.

AFFIDAVIT CONTINUATION

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Deputies attempted to reassure [REDACTED] he would be ok advised they did not want to harm him, and to keep his hands visible. [REDACTED] turned around, with his hands still in his pockets, and started to walk away from deputies and back towards his residence.

[REDACTED] started to yell profanities at deputies and stated he was not going to take his hands out of his pockets. Deputy Martin drew his taser in order to show non-lethal force. Deputy Martin and Sergeant Maxwell approached [REDACTED] in an attempt to secure him.

While approaching [REDACTED] pulled away Deputy Martin and began running. Deputy Santiago (V1) assisted and attempted to secure [REDACTED]

[REDACTED] pulled away from Deputy Santiago and then squared up with him. [REDACTED] threw several closed-fist punches at Deputy Santiago, striking him three times in the chest and hitting him in the face causing his glasses to fall off.

[REDACTED] ultimately fled from deputies running

Northbound on Alano Road through neighboring residence yards. Upon a brief foot pursuit, Deputy Santiago, Deputy Martin, Deputy Johnson, and Sergeant Maxwell detained [REDACTED] cross the street from his residence in a yard. Deputy Santiago did not sustain any injuries nor had any complaints of injury. It should be noted, Deputy Santiago (9510) has been employed with the Volusia Sheriff's Office as a certified Law Enforcement Officer in the state of Florida since 09/26/2022 and has been employed for 2 years.

While escorting [REDACTED] to Deputy Martin's patrol vehicle, [REDACTED] gave law enforcement permission to enter his residence to feed his dog. [REDACTED] advised his firearm was on his bed but stated not to take it. [REDACTED] explained the dog food should be just inside the front door. Deputies entered the residence but could not find the dog food where [REDACTED] directed. When you walk through the front door, [REDACTED]'s bedroom is approximately 5ft in front of you and to the right on the south side of the residence. The bedroom door was open, and deputies could see the holster on the bed. The firearm was located on the bed. Deputies could not find the dog food. Deputies requested an Animal Control Officer respond to the residence and address feeding the dog.

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BWC RECORDING

On 01/18/2025 at approximately 0800 hours, Deputy Martin responded to _____ in Debarry in reference to a suicidal person. It was reported from the Veterans Crisis Hotline, _____ (D1) was having suicidal and homicidal ideations while armed with a handgun. The Veterans Crisis Hotline advised the ideations started over something involving a chicken and advised _____ wanted to kill his neighbors.

Due to it being a third party, Deputy Martin contacted _____ via phone. Deputy Martin spoke with _____ and attempted to build rapport with him. _____ was very defensive and was not cooperative. _____ expressed that he believed his neighbor took his chickens and deactivated his home surveillance cameras, however he had no proof. _____ reiterated this made him want to kill his neighbors because they kept stealing his chickens. Initially, _____ did not wish to disclose his current location. Ultimately _____ told Deputy Martin he was at _____, Debarry.

Sergeant Maxwell requested a PING of _____'s cell phone to confirm his location. Sergeant Maxwell also requested a reverse 9-1-1 be disbursed warning to the neighbors surrounding _____ to stay in their homes due to the threats made by _____. 29 residences were affected by this incident. It should be noted _____ has been involved in 5 incidents involving law enforcement since 02/13/2024 because of his mental health issues. There is also a law enforcement hazard to _____ and his residence due to his aggressive behavior towards law enforcement.

_____ informed Deputy Martin he had a handgun in his bedroom. Deputy Martin convinced _____ to exit the residence unarmed.

_____ exited the residence and began walking towards deputies staged at _____ and _____ with his hands in his pockets.

Deputy Martin gave several verbal commands to _____ to take his hands out of his pockets and to put his hands up, which _____ ignored.

As deputies attempted to make contact with _____ yelled "Shoot me! Shoot me!"

AFFIDAVIT CONTINUATION

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Due to the extensive mental health issues and aggressive history, coupled with the threats made towards his neighbors. It was determined upon release there would be a high propensity for [REDACTED] to exhibit violence towards his neighbors. [REDACTED]'s firearm was seized from his residence (Taurus 9MM Serial [REDACTED] which was loaded with 6 rounds in its magazine and stowed in a leather holster. Deputy Johnson completed an involuntary Risk Protection Order. Deputy Johnson placed the firearm, 6 rounds, magazine, and leather holster into evidence at District 6.

Deputy Martin placed [REDACTED] under arrest for battery on a law enforcement officer. Upon placing [REDACTED] in the patrol car, he began to ramble about how this was a political attack, an agenda was made to make this arrest, and the Democrats were behind the incident because everyone working for the Crisis Hotline are Democrat. Deputy Martin transported [REDACTED] to the Volusia County Branch Jail without incident. Upon arrival at the Volusia County Branch Jail, Deputy Martin notified the jailing staff of [REDACTED]'s suicidal ideations and his status as a veteran.

Case Status: Adult/Arrested.

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>Sig semi Pistol</u>	Location	<u>[REDACTED]</u>	<u>DeBary</u>
Quantity	<u>6</u>	Type	<u>9 mm ammo</u>	Location	<u>[REDACTED]</u>	<u>DeBary</u>
Quantity	<u>1</u>	Type	<u>magazine</u>	Location	<u>[REDACTED]</u>	<u>DeBary</u>
Quantity	<u>1</u>	Type	<u>holster</u>	Location	<u>[REDACTED]</u>	<u>DeBary</u>
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: 01/18/2025 Signature of Affiant: Curt Johnson 8743

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 18 day of January, 2025, by Curt Johnson
Affiant's name

[Signature]
Signature of Attesting LEO Witness

[Signature]
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)