

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

VSO Case Number
VP250023746

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

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, *{full legal name}* AVERY EMANUEL, in my position as *{job title}* DEPUTY SHERIFF with the *{name of law enforcement officer/agency}* VOLUSIA SHERIFFS 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

1 Additional pages are attached.

2. *{Name of Witness}* NONE provided the following information based on his/her personal knowledge:

0 Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1
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BWC RECORDING

On 11/20/2025, Deputy Emanuel arrived at _____, New Smyrna Beach in reference to a disturbance between a male and a female. The caller was a third-party family member not on scene, who indicated there may be a firearm involved in disturbance.

_____ stated the following to Deputy Emanuel:

_____ and _____ had been having a disagreement about how they were going to spend their night since the plans they originally had got cancelled. _____ advised _____ is a “planner” and the sudden change of plans triggered his anxiety causing him to begin arguing with _____. As the argument continued, _____ attempted to grab _____ in an attempt to speak with her at a closer distance. _____ stated _____ grabbed her faster than she anticipated and caused her neck to whiplash a little. This prompted _____ to say “ow”. _____ immediately backed up from his wife and said, “oh no did I hurt you, I’m not supposed to do that I can’t live with myself if I hurt you”. _____ then went and retrieved a firearm and walked outside. _____ followed him outside and was able to pull the gun from _____ and called her sister for help. _____ was sure he was going to use the firearm to harm himself. _____ advised _____ is a very nice husband and has never had anything happen like this in their 20 years of marriage.

_____ did not have any injuries from the incident and neither did _____. _____ would not tell Deputy Emanuel what he was going to use the firearm for but did state he wanted to harm himself after retrieving the firearm.

Due to a firearm being involved in this incident an RPO was completed and submitted for review. The firearm along with ammunition in the firearm used by _____ was voluntarily given to Deputy Emanuel by _____. It was collected and submitted into District 3 South evidence locker for safekeeping. The firearm was FCIC/NCIC negative and _____ was not a convicted felon.

_____ was subsequently secured into department issued handcuffs that were double locked and checked for proper fit, for his safety. _____ was then transported to SMA for evaluation under the Baker Act without incident. CASE STATUS: CLOSED

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>9mm handgun</u>	Location	<u>VSD</u>
Quantity	<u>10 rnds</u>	Type	<u>.22 ammo</u>	Location	<u>"</u>
Quantity	<u>16 rnds</u>	Type	<u>9mm ammo</u>	Location	<u>"</u>
Quantity	<u>1</u>	Type	<u>magazine</u>	Location	<u></u>
Quantity	<u></u>	Type	<u></u>	Location	<u></u>
Quantity	<u></u>	Type	<u></u>	Location	<u></u>

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: 11/21/2025 Signature of Affiant: Avery Emanuel

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 21 day of November, 2025, by Deputy Emanuel
Affiant's name

Brandon Edwards
Signature of Attesting LEO Witness

BRANDON EDWARDS
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)