

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} [REDACTED]

VSO Case Number
VP250023931

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, {full legal name} DEPUTY D. WICKHAM, 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} [REDACTED] 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 CONTINUATION PAGES

YES Additional pages are attached.

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

SEE CONTINUATION PAGES

YES Additional pages are attached.

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On November 23, 2025, at approximately 0502 hours, deputies were dispatched to 1520 W New York Avenue, DeLand, in reference to a reported shooting. While enroute, dispatch advised that ██████████ (W1) reported a male, later identified as ██████████ (S1), had shot ██████████ (V1) and was actively firing at him and others. ██████████ stated he had fled the scene in a white Chevrolet Silverado and was enroute to the Winn-Dixie located at 1050 W New York Avenue. He further advised he had managed to disarm the shooter.

Deputies responded to the Winn-Dixie and located ██████████ along with ██████████ (W2). Both individuals were secured without incident. ██████████ informed deputies that ██████████ had sustained a gunshot wound to the head and was last seen on the front patio of the residence. Additional deputies responded to 1520 W New York Avenue, where ██████████ was located and transported by EMS for emergency medical treatment. ██████████ was located on scene and detained for further investigation. ██████████ (O1) was also located inside the residence. Both the Winn-Dixie parking lot and the residence were secured as crime scenes and turned over to detectives.

At approximately 0600 hours, Detectives Forster and Galarza responded to the residence. Detective Galarza assisted with Spanish translation during all sworn and recorded interviews.

Upon arrival, detectives observed a single-story residence with a driveway leading to a carport. Under the carport, a pool of blood was located where the victim had been found. A single spent shell casing was recovered in the immediate area. Numerous empty Modelo beer cans were also observed nearby. An unspent pistol round was located on the sidewalk in front of the residence's main entrance, which was found ajar.

Detectives interviewed ██████████ who stated he was working as an Uber driver and had picked up a passenger later identified as ██████████. ██████████ requested to be driven to 1520 W New York Avenue and asked to stop at 7-Eleven along the way to purchase cigarettes. While enroute, both observed deputies conducting a felony stop on a white Chevrolet Silverado at the Winn-Dixie. Neither individual was aware that the police activity was related to their destination.

Shortly after dropping ██████████ off at the residence, ██████████ was detained by deputies for

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questioning. It was later determined that neither ██████████ nor ██████████ were involved in the incident. ██████████'s statement corroborated ██████████'s account. ██████████ advised that he had gone to the residence to meet with his friend, ██████████ following a verbal argument with his wife. He stated that he would occasionally visit ██████████ to drink and socialize and had no involvement in the shooting.

Detectives also interviewed ██████████ a resident of the home. ██████████ stated he had lived at the residence for approximately three months and paid rent to ██████████. He advised he went to bed around 2200 hours and last observed ██████████ and ██████████ drinking under the carport. Around 0500 hours, ██████████ was awakened by his alarm. Shortly thereafter, ██████████ knocked on his bedroom door and stated that the police would be arriving soon because "something happened." ██████████ later signed a consent-to-search form allowing law enforcement to process the scene which was outside of the residence in common area.

Detectives responded to Winn-Dixie (1050 W New York Ave) and made contact with ██████████. ██████████ confirmed ownership of the white Chevy truck (FL tag ██████████) and stated he had gone to 1520 W New York Ave with his cousin, ██████████ to drink with ██████████ and ██████████.

██████████ reported arriving at approximately 0000 hours. Around 0500 hours, while urinating behind his truck in the driveway, he heard a loud "pop" sound. Initially, he believed it was ██████████ falling due to intoxication.

Upon checking, ██████████ observed ██████████ and ██████████ struggling over a firearm, with ██████████ lying motionless on the ground. He saw ██████████ gain control of the firearm and run to ██████████'s truck. ██████████ fled into the residence. Fearing ██████████ might retrieve another weapon, ██████████ and ██████████ left the scene and drove to Winn-Dixie. En route, ██████████ called 911 to report the shooting.

██████████ stated he never saw ██████████ with a firearm during the night but noted ██████████ was wearing a thick camouflage jacket that could have concealed one. He did not believe ██████████ was armed, as ██████████ wore only a thin white tank top.

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██████████ recalled hearing ██████████ yell, "What did you do, ██████████?" after the first gunshot. He estimated hearing a total of three gunshots, two of which occurred during the struggle between ██████████ and ██████████.

██████████ voluntarily consented to a gunshot residue test and a search of his vehicle to recover the firearm used.

Detectives later made contact with ██████████ at the Winn-Dixie located in DeLand. ██████████ stated he had recently moved into 1520 W. New York Avenue within the past month and is rarely home due to work-related travel.

██████████ confirmed that he, ██████████, ██████████, ██████████, and others were consuming alcoholic beverages under the carport of the residence. He reported that no arguments or confrontations occurred throughout the evening until the shooting.

According to ██████████, ██████████ had stepped away to urinate when ██████████ suddenly produced a firearm and stated to ██████████, "You're f***ed." ██████████ observed ██████████ shoot ██████████ in the head at point-blank range. ██████████ then pointed the firearm at ██████████ and attempted to fire, but the weapon appeared to jam. ██████████ confirmed at that time, ██████████'s actions put him in fear for his life. As ██████████ tried to chamber another round, ██████████ rushed him, and a struggle ensued. During the altercation, a second round was discharged.

██████████ stated he was able to disarm ██████████, remove the magazine, and discard it near the carport. He then observed ██████████ flee into the residence. ██████████ ran to ██████████ and the vehicle, and they drove to Winn-Dixie to contact law enforcement. ██████████ left the firearm on the passenger-side floorboard of ██████████'s vehicle.

Crime Scene personnel later responded, photographed the scene, and recovered the firearm. ██████████ voluntarily submitted to a gunshot residue (GSR) test and expressed his desire to pursue criminal charges. The firearm was a Beretta 1911, bearing serial number (██████████) which yielded negative results for wants. The firearm was also empty with no magazine.

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Detectives returned to the location of incident and located an empty firearm magazine around the area ██████ described. Detectives completed an initial search for video surveillance which yielded negative results. It should be noted, the location of incident had a camera in the area of the shooting which did not record due to no access to internet.

Detective Forster and Galarza and Sgt. Walsh responded to 951 Singleton Drive, DeLand (District Two) to interview ██████████ (DOB: ██████), also known as "██████."

Detective Galarza read ██████ his constitutional rights in Spanish using an agency-issued Miranda card. ██████ stated he understood his rights and agreed to speak with detectives.

██████ confirmed he resides at 1520 W. New York Avenue, DeLand. He stated that throughout the night, he consumed approximately 12 alcoholic beverages with roommates and friends and also ingested a small amount of cocaine prior to the incident.

██████ reported hearing street rumors that ██████ and ██████ intended to kill him, though he admitted he had no evidence beyond hearsay. He stated, "It would either be me or them." ██████ could not provide any motive as to why they would want to kill him.

Later that night, after consuming a line of cocaine, ██████ said he began to feel dizzy and believed ██████ and ██████ were planning to attack him. He retrieved a concealed handgun from inside his residence and returned to the group, who were still drinking under the carport.

██████ claimed that ██████ and ██████ approached him and attempted to "bear hug" him. He stated he responded by saying, "You're f***ed," and shot ██████ in the head at close range. He then pointed the firearm at ██████ and a struggle ensued. During the altercation, a second round was discharged. ██████ ultimately gained control of the firearm, and ██████ retreated into the residence.

██████ admitted he did not attempt life-saving measures for ██████ and reiterated that he had previously considered the possibility of having to act in self-defense. When asked why he continued to associate with individuals he believed wanted to harm him, or why he did not leave

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the situation, ██████████ was unable to provide an explanation. ██████████ did confirm he owns another rifle style firearm located in the closet of his bedroom. Patrol later completed an Risk Protection order.

He also disclosed he has a brain tumor and had stopped taking his prescribed medication. He stated his friends have described him as increasingly paranoid.

At this time, ██████████ is in critical but stable condition. ██████████ was unable to be interviewed and will be at a later time.

Based on the investigation, physical evidence, and witness statements, Detective Forster determined there is probable cause to charge ██████████ with one count of Attempted Homicide and one count of Aggravated Assault.

3. Affiant is is not aware of any existing protection order governing the respondent under any applicable statute.

0 Known protection orders are attached

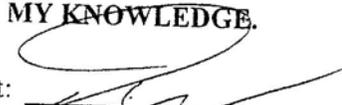
4. The quantities, types, and locations of all firearms and ammunition the petitioner believes to be in the respondent's current ownership, possession, custody or control are as follows:

Quantity	<u>1</u>	Type	<u>9MM RIFLE</u>	Location	<u>1520 W NEW YORK AV</u>
Quantity	<u> </u>	Type	<u> </u>	Location	<u> </u>
Quantity	<u> </u>	Type	<u> </u>	Location	<u> </u>
Quantity	<u> </u>	Type	<u> </u>	Location	<u> </u>
Quantity	<u> </u>	Type	<u> </u>	Location	<u> </u>
Quantity	<u> </u>	Type	<u> </u>	Location	<u> </u>

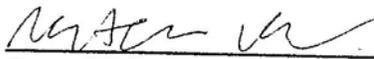
YES Additional pages are attached.

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: 11/23/2025

Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 23RD day of November, 2025, by Deputy Wickham
Affiant's name


Signature of Attesting LEO Witness

D/S VERGAS 9685
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)