

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

VSO Case Number

IN RE: PETITION FOR RISK PROTECTION ORDER

AGAINST *{Name of Respondent}* _____

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, *{full legal name}* _____, in my position as *{job title}* _____ with the *{name of law enforcement officer/agency}* _____, 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:

_____ Additional pages are attached.

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

_____ Additional pages are attached.

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	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
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: _____ Signature of Affiant: Avery Emanuel 9754

Sworn to (or affirmed) and subscribed before me by means of ☐ physical presence or ☐ online notarization, this _____ day of _____, _____, by _____
Affiant's name

Deputy Craddock 9537
Signature of Attesting LEO Witness

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)

AFFIDAVIT CONTINUATIONFROM SECTION 1/2PAGE 1 OF 1

BWC RECORDING

On 04/12/2025, Deputy Emanuel responded to Wes Crile Park for a male threatening someone with a firearm. Upon arrival, Deputy Emanuel and Sgt. King observed a male matching the description of the suspect walking in the parking lot. The suspect identified later as [REDACTED] (D1), was secured into handcuffs immediately due to the accusations against him.

[REDACTED] immediately spontaneously uttered in the presence of Sgt King, "its not a real gun it's a BB Gun". [REDACTED] was placed into a patrol car and read his Miranda rights. Post Miranda, [REDACTED] informed Deputy Emanuel this incident is a result of testosterone levels being high and not being able to control his emotions. [REDACTED] admitted he did retrieve the gun for the purpose because he felt threatened. [REDACTED] also asked multiple times if he could apologize to the victim and his family for his actions.

Deputy Emanuel then spoke with the victim [REDACTED] (V1) who advised the following in a sworn written statement:

On 04/12/2025, he was playing basketball at Wes Crile park with his friends inside of the basketball court gym. While playing, a male later identified to him as [REDACTED] began playing very aggressive. [REDACTED] stated before the game even started that he is a very aggressive player and everyone is going to have to deal with it. At the conclusion of a game, [REDACTED] and [REDACTED] got into a verbal altercation that almost turned physical. [REDACTED] abruptly leaves the gym and returns with what looks like a firearm in his right pocket. [REDACTED] then approaches [REDACTED] brandishes his firearm and says what are you going to do now, insinuating he would use the firearm in his pocket if [REDACTED] were to fight him. [REDACTED] stated at this time he was in fear of his life and retreated from the situation. [REDACTED]'s family was on scene at this time and separated the two even more. [REDACTED] then began shouting threats at other family members but by this time the firearm was no longer in his immediate possession. [REDACTED] stated he wishes to press charges.

Deputy Emanuel spoke with multiple witnesses to include, juvenile [REDACTED] (W1), [REDACTED] (W2), juvenile [REDACTED] (W3) at the scene of this incident. All witnesses gave identical accounts of what happened that directly coincided with the statements given by the victim and the post Miranda admission of guilt told by [REDACTED]