

IN THE CIRCUIT COURT OF THE Seventh JUDICIAL CIRCUIT,  
IN AND FOR Volusia COUNTY, FLORIDA

VOLUSIA SHERIFF'S OFFICE,  
Petitioner

v.

Case No.: \_\_\_\_\_

Division: \_\_\_\_\_

VSO Case Number  
VP250009486

\_\_\_\_\_,  
Respondent

**PETITION FOR TEMPORARY EX PARTE RISK PROTECTION ORDER  
AND RISK PROTECTION ORDER**

**SECTION I. PETITIONER**

1. Petitioner's full legal name or name of petitioning agency: Volusia Sheriff's Office
2. Petitioner's law enforcement office/agency is located at {street address, city, state, and zip code}:  
123 W Indiana Ave Fl 4, Deland, FL 32720

**SECTION II. RESPONDENT**

1. Respondent's full legal name: \_\_\_\_\_
2. Respondent's current address: {street address, city, state, and zip code}:  
\_\_\_\_\_
3. Physical description of Respondent:  
Race: White Sex: Male ☒ Female ☐ Date of Birth: \_\_\_\_\_  
Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Eye Color: \_\_\_\_\_ Hair Color: \_\_\_\_\_
4. Distinguishing marks or scars: \_\_\_\_\_
5. Vehicle {make/model}: CHEVROLET Color: \_\_\_\_\_ Tag Number: \_\_\_\_\_
6. Other names Respondent goes by {aliases or nicknames}: \_\_\_\_\_
7. Respondent's email address {if known}: \_\_\_\_\_
8. Respondent's Driver's License number {if known}: \_\_\_\_\_
9. Respondent's attorney's name, address, and telephone number {if known}: \_\_\_\_\_

### SECTION III. BASIS FOR PETITION

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In support of this Petition the undersigned Law Enforcement Officer/Agency alleges:

1. 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.
2. A sworn affidavit alleging specific statements, actions, or facts based on personal knowledge that give rise to a reasonable fear of significant dangerous acts by the Respondent is attached to this petition and incorporated by reference.
3. The attached sworn affidavit includes a list of the quantities, types, and locations of all firearms and ammunition believed to be in the Respondent's ownership, possession, custody, or control.
4. Respondent poses a significant danger of injury to himself/herself or others by having in his/her control, or by purchasing, possessing, or receiving, a firearm or ammunition.

☒ **[Required for Temporary Ex Parte Risk Protection Order]** Respondent poses this significant risk of injury in the near future.

5. Relevant evidence for the Court's consideration is detailed in the attached affidavit and shows that the Respondent:

- ☒ was involved in a recent act or threat of violence against himself/herself or others;
- ☐ engaged in an act or threat of violence; including but not limited to acts or threats of violence against himself/herself; within the past 12 months;
- ☐ is seriously mentally ill or has recurring mental health issues;
- ☐ has violated a risk protection order or no contact order issued under sections 741.30, 784.046, or 784.0485, Fla. Stat.;
- ☐ is the subject of a previous or existing risk protection order;
- ☐ has violated a previous or existing risk protection order;
- ☐ has been convicted of, had adjudication withheld on, or pled *nolo contendere* in Florida or in any other state to a crime that constitutes domestic violence as defined in s. 741.28, Fla. Stat.;
- ☒ has used, or threatened to use, against himself/herself or others, any weapons;
- ☐ has unlawfully or recklessly used, displayed or brandished a firearm;
- ☐ has used or threatened to use on a recurring basis physical force against another person or has stalked another person;
- ☐ has been arrested for, convicted of, had adjudication withheld, or pled *nolo contendere* to a crime involving violence or a threat of violence in Florida or in any other state;
- ☐ has abused or is abusing controlled substances or alcohol;
- ☐ has recently acquired firearms or ammunition;
- ☐ other (Additional relevant information may be attached).

#### SECTION IV. NOTICE

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\_\_\_\_ Petitioner has made a good faith effort to provide notice to a family or household member of the Respondent and to any known third party who may be at risk of violence in compliance with s. 790.401(2)(f), Fla.Stat.

\_\_\_\_ Petitioner will take the following steps to provide notice as required by s. 790.401(2)(f), Fla.Stat.

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#### SECTION V. RISK PROTECTION ORDERS

For the foregoing reasons, petitioner requests the Court to enter:

X **A TEMPORARY EX PARTE RISK PROTECTION ORDER** in this matter requiring Respondent to:

1. Immediately surrender all firearms and ammunition in his or her custody, control, or possession and any license to carry a concealed weapon or firearm to the *{name of law enforcement agency}*; Volusia Sheriff's Office
2. Not have in his/her custody, control, or possession any firearm or ammunition while this order is in effect;
3. Not purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect; and
4. Abide by any other lawful relief the Court may order.

Petitioner further requests this Court to schedule a Hearing for a Risk Protection Order to be held within 14 days.

\_\_\_\_ **A RISK PROTECTION ORDER** in this matter requiring Respondent to:

1. Immediately surrender all firearms and ammunition in his or her custody, control, or possession and any license to carry a concealed weapon or firearm to the *{name of law enforcement agency}*;
2. Not have in his/her custody, control, or possession any firearm or ammunition while this order is in effect;
3. Not purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect; and
4. Abide by any other lawful relief the Court may order.

Petitioner requests the Risk Protection Order to remain in effect for a period the Court deems appropriate, up to and including but not exceeding 12 months.

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Respectfully submitted this 08 day of May, 2025.

  
Signature of Petitioner D/S ESTEP  
#9532

Volusia Sheriff's Office

Law Enforcement Agency

123 W Indiana Ave Fl 4, Deland, Fl 32720

Service Address

**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} \_\_\_\_\_

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**AFFIDAVIT**

STATE OF FLORIDA  
COUNTY OF VOLUSIA

I, {full legal name} \_\_\_\_\_ Logan Von Estep \_\_\_\_\_, 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} \_\_\_\_\_ 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 narritave.

\_\_\_\_\_ 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**FROM SECTION 1PAGE 2 OF 3

\*\*\*BWC RECORDING\*\*\*

On 05/08/2025 at approximately 0814 hours, deputies were dispatched to \_\_\_\_\_  
Orange City, in reference to a suicidal person.

Upon arrival, Deputy Estep made contact with \_\_\_\_\_ (V1), who was waiting on the exterior porch for law enforcement. As Deputy Estep walked closer, he observed \_\_\_\_\_ to be on the phone with a male later identified as \_\_\_\_\_ (V1). \_\_\_\_\_ advised she had contacted law enforcement due to an argument between her and \_\_\_\_\_ the night prior. Stating after the argument had concluded, \_\_\_\_\_ told \_\_\_\_\_ she wanted a divorce. \_\_\_\_\_ responded by packing multiple miscellaneous items, including a 12-gauge shotgun. After \_\_\_\_\_ had finished packing his items, he told \_\_\_\_\_ "If I cant live with you I don't want to live at all". \_\_\_\_\_ advised she had tracked \_\_\_\_\_ location to a friend's house, and did not contact law enforcement due to \_\_\_\_\_ having stated multiple times in the past if \_\_\_\_\_ left him he would kill himself. However, \_\_\_\_\_ had received multiple alarming text messages on the morning of the incident, as well as a phone call from \_\_\_\_\_ advising he was going to kill himself. It should be noted, while reviewing the text messages between \_\_\_\_\_ and \_\_\_\_\_ Deputy Estep observed no suicidal messages that were sent from \_\_\_\_\_. However, Deputy Estep did observe multiple texts advising \_\_\_\_\_ was going to leave a note in his truck. \_\_\_\_\_ never advised what the note was going to say.

While Deputy Estep was speaking to \_\_\_\_\_, he could overhear \_\_\_\_\_ yelling over the phone that \_\_\_\_\_ was lying and he was fine. \_\_\_\_\_ then handed the phone to Deputy Estep, who proceeded to speak to \_\_\_\_\_. While on the phone, \_\_\_\_\_ advised multiple times he never made suicidal statements and he is completely fine. However, \_\_\_\_\_ eventually agreed to meet with law enforcement and speak to them. \_\_\_\_\_ advised he was currently at his place of employment \_\_\_\_\_ Deland (Cookies). Due to \_\_\_\_\_ being located in Deland, Deputy Estep requested the Deland Police Department attempt to contact \_\_\_\_\_ at the above-stated address.

Deputy Estep then had \_\_\_\_\_ and her juvenile daughter, \_\_\_\_\_ (W1), complete sworn written statements reciting the argument which occurred the night prior.

IN RE: PETITION FOR RISK PROTECTION ORDER

AGAINST {Name of Respondent} \_\_\_\_\_

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**AFFIDAVIT CONTINUATION**

FROM SECTION 1

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Deputy Estep was then alerted by the Deland Police Department they had made contact with [REDACTED] and placed him into protective custody. The Deland police officers advised [REDACTED] originally denied all allegations. However, after being confronted with the statements provided by [REDACTED] and [REDACTED], [REDACTED] advised that he told [REDACTED] he was going to kill himself, but he didn't mean it. Only wanted a reaction out of [REDACTED].

It should be noted prior to being placed into protective custody, [REDACTED] gave the Deland Police officers permission to search his personal vehicle. Where a 12-gauge shotgun and 34 12-gauge shotgun shells were discovered.

Deputy Estep then responded to the Deland Police officers' location.

Based on the totality of the circumstances, Deputy Estep determined there is a substantial likelihood that without care or treatment, [REDACTED] would likely cause serious bodily harm to himself in the near future, as evidenced by his recent behavior. Therefore, [REDACTED] was placed into protective custody under the Baker Act guidelines.

Deputy Estep then transported [REDACTED] to SMA Daytona Beach for involuntary evaluation. Due to the statements made, a Temporary Risk Protection Order was filed against [REDACTED]. [REDACTED] voluntarily surrendered his firearm on scene to Deland Police officers. Deputy Estep completed a TRPO in reference to this incident.

Case Status: BAKER ACT.

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 _____

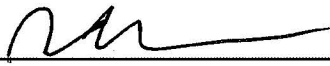
\_\_\_\_\_ Additional pages are attached.

**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: 05/08/2025

Signature of Affiant:   
#9532

Sworn to (or affirmed) and subscribed before me by means of ☒ physical presence or ☐ online notarization, this 05 day of May, 2025, by Logan Von Estep  
Affiant's name

  
Signature of Attesting LEO Witness

Noah Watlington  
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)