

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

VSO Case Number
20-10009

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

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF Volusia

I, *{full legal name}* Jemille Johnson, in my position as *{job title}* Deputy II 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 page.

I Additional pages are attached.

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

Stating he witnessed ██████████ pointing the handgun at ██████████'s head stating he would shoot himself if law enforcement arrived.

 Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1 _____
PAGE 2 _____ OF 2 _____

On 05/31/2020, at approximately 1721 hours, Deputies responded to ██████████, Deltona in reference to a fight. While Deputies were en-route to the location, they were notified two males were involved in a physical altercation with one male placing a firearm to his own head and stated he would kill himself if law enforcement arrived on scene. Deputies were further informed the male left the residence in a ██████████. Upon their arrival, Deputies spotted the aforementioned vehicle and conducted a traffic stop at the intersection of ██████████ and ██████████, Deltona. Deputies made contact with the driver and only occupant of the vehicle ██████████ (V1), who advised his brother, ██████████ (W1) and himself were engaged in a verbal argument in regards to family issues. While in contact with Deputies, ██████████ stated he did not place a firearm to his head nor did he make any suicidal statements.

Upon searching the vehicle, Deputies found a loaded tan Glock 19 9mm hand gun with one round in the chamber and fifteen rounds in the magazine. The firearm was located on the front passenger seat of the vehicle. Deputies also found three glass smoking pipes inside of ██████████ vehicle.

Deputies later made contact with ██████████ who advised ██████████ and himself were engaged in a verbal argument regarding family issues. ██████████ stated ██████████ suddenly began to throw and break various items inside of the house. ██████████ stated the argument escalated when ██████████ attempted to physically fight him. ██████████ said upon ██████████ exiting the residence, ██████████ placed a hand gun to his own head and advised he would kill himself. ██████████ completed a sworn written statement with his details regarding the incident.

Deputies later spoke to ██████████ neighbor, ██████████ (W2) who had witnessed the incident and advised upon returning to his residence located at ██████████, Deltona he observed ██████████ and ██████████ engaged in a verbal argument. During the course of the argument, ██████████ stated he observed ██████████ holding a firearm in his hands. ██████████ further stated he heard ██████████ tell ██████████ to put the firearm away. ██████████ said he observed ██████████ get into the driver's seat of ██████████ and leave the area at a high rate of speed. ██████████ completed a sworn written statement with his details regarding the incident.

Based on the statements provided, coupled with the Deputies observations of ██████████ and finding the loaded firearm, Deputies found reason to believe without immediate care or treatment ██████████ would likely suffer from neglect or refuse to care for himself. Deputies determined if left untreated ██████████ would likely cause serious bodily harm to himself or others in the near future. Deputies secured ██████████ and placed him into protective custody under the baker act and transported to Stewart Machman ACT, Daytona Beach.

Deputies searched the handgun in FCIC/NCIC and noted it to be negative for wants. Due to a weapon involved, the circumstances surrounding the incident RPO affidavit was completed and later submitted. One tan Glock nineteen firearm, magazine and sixteen rounds of ammunition were seized as a result.

3. Affiant ___ is X 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>16</u>	Type	<u>9mm ammunition</u>	Location	<u>VCSO Evidence</u>
Quantity	<u>1</u>	Type	<u>Glock 19</u>	Location	<u>VCSO Evidence</u>
Quantity	<u>1</u>	Type	<u>12 ga shotgun rnd</u>	Location	<u>VCSO Evidence</u>
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____

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: 05/31/2020

Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 31st day of May, 2020, by Deputy J. Johnson
Affiant's name


Signature of Attesting LEO Witness

Deputy J. Bissonette
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)