

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

VSO Case Number
21-7006

IN RE: PETITION FOR RISK PROTECTION ORDER
AGAINST {Name of Respondent} [REDACTED]

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, {full legal name} DEPUTY GORDON, in my position as {job title} DEPUTY GORDON with the {name of law enforcement officer/agency} Volusia County 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 additional page.

1 Additional pages are attached.

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

See sworn Statement from V1.

0 Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1 _____

PAGE 1 _____ OF 1 _____

BWC ACTIVE

On 4-15-2021 at approximately 1740 hours, Deputies were flagged down by ██████████ (V1) at the intersection of Fatio Rd/ W Beresford Rd in reference to a domestic disturbance which occurred at her residence located at ██████████, Deland. ██████████ advised the following:

██████████ explained her husband, ██████████ (D1), arrived home at their residence located at the aforementioned address extremely intoxicated. ██████████ immediately began yelling and cursing at ██████████ while she was sitting within the living room which is located directly next to their bedroom. ██████████ advised while ██████████ was yelling he stated "I'm going to kill you" and then later stated "I'm going to shoot you." ██████████ then stated "I'm going to call my father first then I'll be back to kill you." ██████████ then left the residence and went to his friends residence next door at which time ██████████ immediately fled in fear in her vehicle to get help. ██████████ explained ██████████ has a firearm located within the dresser in their bedroom. ██████████ completed and signed a sworn written statement detailing the incident.

Deputies then made contact with ██████████ at his neighbors residence located at ██████████ Deland who advised the following:

██████████ advised he never got into an argument with his wife. Deputies asked ██████████ if he threatened to shoot his wife which he answered no. While enroute to Volusia County Branch jail, ██████████ spontaneously uttered "I'm sorry I scared ██████████" which was captured on Deputy Gordon's agency issued body worn camera.

Deputies arrived back at ██████████ residence and secured the firearm (9mm Taurus G2C S/N: TMS82792) which was loaded with a 12 round magazine for evidentiary purposes. Deputies observed the firearm was readily accessible in the dresser within easy reach of ██████████

The firearm was later submitted as evidence at District Two evidence locker.

██████████ was provided with a Victim/Witness Information/Rights Pamphlet which was explained to her. ██████████ was also provided with a Victim Rights to Confidentiality Form (Marsy's Law) which was explained to her and she opted to keep her information private.

Due to the totality of the circumstances Deputy Gordon was able to determine probable cause exists to arrest ██████████ for Aggravated Assault (Domestic Violence.) ██████████ was transported to VCBJ without incident.

Case Status: Arrested/ Adult

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

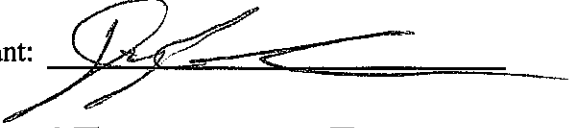
4. The quantities, types, and locations of all firearms and ammunition the petitioner believes to be in the respondent's current ownership, possession, custody or control are as follows:

Quantity	<u>1</u>	Type	<u>Taurus</u>	Location	<u>Bedroom Dresser</u>
Quantity	<u>32 rounds</u>	Type	<u>9mm</u>	Location	<u>Bedroom</u>
Quantity	_____	Type	_____	Location	_____
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: 04-15-2021

Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 15 day of April, 2021, by D/S Grodon

Affiant's name



Signature of Attesting LEO Witness

D/S O'Connell

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)