

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

VSO Case Number  
210008159

IN RE: PETITION FOR RISK PROTECTION ORDER  
AGAINST {Name of Respondent} \_\_\_\_\_

AFFIDAVIT

STATE OF FLORIDA  
COUNTY OF VOLUSIA \_\_\_\_\_

I, {full legal name} Deputy Martha F Adamczyk, in my position as {job title} Deputy Sheriff 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:

On 05/03/2021 at approximately 1540 hours, Deputy Adamczyk was dispatched to \_\_\_\_\_ Debary, to a report of harassing phone calls. Deputy Adamczyk met with \_\_\_\_\_ (R1) at the residence. \_\_\_\_\_ stated she wanted to report a friend, \_\_\_\_\_ (O1), had been making "death threats" to numerous people including \_\_\_\_\_ brother, \_\_\_\_\_'s former boss and others since losing his job

2 Additional pages are attached.

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

\_\_\_\_\_ is in need of mental health evaluation based on the phone conversations and text messages. \_\_\_\_\_ has threatened to harm \_\_\_\_\_ and others with a firearm. Additional details on the conversations are detailed in section 1.

0 Additional pages are attached.

**AFFIDAVIT CONTINUATION**

FROM SECTION 1 \_\_\_\_\_  
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at Gary Yeoman's Honda in December 2020. ██████ said she was concerned for ██████'s mental health as she and other friends of his have seen a decline in his mental state. According to ██████ she had been on the phone with ██████ at approximately 0012 hours when he began making statements that he was going to kill himself. ██████ knew ██████ was in Tennessee at a family event, so she contacted his mother who was supposed to be with him and relayed the information that he had posted "very delusional things" on his Instagram page. ██████ did not believe ██████ mother, ██████ (O2) had done anything with the information. ██████ then told Deputy Adamczyk she had a phone conversation with ██████ at approximately 1400 hours, 05/03/2021, during which she had ██████ (O3) listening in on the phone "3-way". During that phone call, ██████ told ██████ "Wait for me, I'm coming for you and I'm going to kill you and your daughter." ██████ said she has been trying to get ██████ to go to regular mental health treatment. ██████ said she was able to get him to a doctor where he was prescribed an anti-psychotic medication and an anti-anxiety medication. ██████ stated she did not know if ██████ was still taking the medication. ██████ was able to call ██████ with Deputy Adamczyk standing there and ██████ confirmed the statements made by ██████

██████ stated she had spoken with her brother, ██████ (O7) about the recent statements. Due to ██████ having been released from employment from Gary Yeoman's Honda, where ██████ also works, ██████ had made multiple verbal statements that he was going to shoot ██████ (O4). ██████ said Miller had spoken with the General Manager and he had contacted ██████ about the statements made by ██████

Deputy Adamczyk was able to speak with ██████ by phone. ██████ provided the General Manager's contact information. Deputy Adamczyk spoke with ██████ (O6) and ██████ confirmed he had spoken to ██████ concerning the statements. No other actions by law enforcement were requested by either party.

██████ wrote a sworn statement describing her concern for ██████ mental health, that she did not want to pursue criminal charges against ██████ and that she wanted him evaluated for a Baker Act.

Deputy Adamczyk suggested to ██████ that she pursue an Ex Parte Order for ██████ ██████ stated she was familiar with the process and the order and would think about it.

Deputy Adamczyk located information concerning ██████ vehicle, phone and most recent home address.

At approximately 1844 hours, ██████ reached out to Deputy Adamczyk and stated ██████ had called her and had made additional threatening statements. ██████ would not provide his current location but did tell ██████ he had a rifle and that ██████ needed to reach out to ██████ and warn him that ██████ was "on his way". ██████ also made threats to cause harm to ██████ daughter.

AFFIDAVIT CONTINUATION

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

Deputy Adamczyk made phone contact with ██████. ██████ stated ██████ had been having cycles of mental health crises during the last year including increasing paranoia. ██████ told Deputy Adamczyk ██████ had received treatment at Halifax Hospital and Stewart Marchman during the past year. ██████ had been prescribed medication but it was not believed he was currently taking them as prescribed. ██████ stated she has been attempting to find longer term care for ██████ but has not been successful. Deputy Adamczyk described to ██████ how to obtain an Ex Parte Order. ██████ stated she did not know ██████ to have any firearms. Deputy Adamczyk asked specifically about ██████ having a rifle. ██████ said that ██████ previously had an Airsoft rifle but she had taken it from him when he began having episodes of paranoia. ██████ did not know of any other weapons in ██████ possession. ██████ told Deputy Adamczyk ██████ had been through several high stress family situations one after another during the past year, his father getting into a serious car crash followed by his older brother sustaining traumatic brain injury resulting in loss of function, and ██████ seemed to be overwhelmed by the stress. Deputy Adamczyk again suggested ██████ go to the Clerk of the Court and petition for an Ex Parte Order.

██████ stated she had been on the phone with ██████ at approximately 1930 hours and he had stated he was staying at a motel room overnight and that he would be going to sleep soon. ██████ had attempted to call ██████ a short time later and ██████ was not answering the phone. ██████ stated she believed it was because ██████ had been up for several days and that he would probably be sleeping for several days.

Based upon statements provided by ██████ and ██████ and the texts, Instagram posts and audio provided by ██████ of ██████ Deputy Adamczyk determined ██████ was unable to determine for himself that he needed mental health assessment and that a lack of assessment could lead to harm to ██████ or others.

At approximately 0007 hours, a request was made for a location on ██████ phone. The phone showed "PER VERIZON PX IS CURRENTLY PINGING AT LAT/LONG 32.807536,-83.711872 WITH A RADIUS OF 365 METERS .. PER GOOGLE MAPS THIS IS LOCATED IN THE AREA OF 1000 CRYSTAL LAKE CIR,MACON GA 31206". After several locates of the phone produced the same location, an Attempt to Contact was sent to Macon County, Georgia. Deputy Adamczyk eventually called the dispatch for Macon County Sheriff's Office and spoke with an employee who confirmed they had received the request but as the motel at the provided location had been demolished, they would not be sending an officer.

Deputy Adamczyk made a verbal request for a law enforcement officer call Deputy Adamczyk. Deputy Adamczyk was told "someone" would call Deputy Adamczyk. As of 0330 hours, Deputy Adamczyk had received no call from Macon, Georgia. The locates on the phone showed the same location.

██████ vehicle information was entered into the LPR Hotlist. An NC4 Bulletin was completed concerning ██████ his vehicle and his statements. Deputy Adamczyk downloaded the information provided by ██████ onto a DVD and it was submitted to Evidence. The screen images of the text conversation between ██████ and ██████ were downloaded to the Digital Database.

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>Rifle</u>	Location	<u>In respondent's possession</u>
Quantity	_____	Type	_____	Location	_____
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: 5/4/2021 Signature of Affiant: *DKM Adamczyk* VSO 2499

Sworn to (or affirmed) and subscribed before me by means of  physical presence or  online notarization, this 04 day of May, 2021, by D/S Adamczyk  
Affiant's name

*[Signature]* 9031  
Signature of Attesting LEO Witness

D/S Maletto  
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)