

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} [REDACTED]

VCSO Case Number  
200011192

AFFIDAVIT

STATE OF FLORIDA  
COUNTY OF VOLUSIA

I, {full legal name} Anthony Ray, in my position as {job title} Deputy Sheriff II with the {name of law enforcement officer/agency} Volusia County Sheriff Office, swear and affirm that the following facts are true and correct.

- {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:

\*\*\*BWC Recording\*\*\*

On 06/20/2020, at approximately 1700 hours, deputies responded to [REDACTED] Deltona in reference to an attempted armed robbery. [REDACTED] (V1) called [REDACTED] dispatch to report an unknown white female attempted to steal their puppy with a taser.

1 Additional pages are attached.

- {Name of Witness} NONE provided the following information based on his/her personal knowledge:

Please see affidavit continuation page for details

Additional pages are attached.

AFFIDAVIT CONTINUATION

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████████ informed dispatch the female fled the area without a puppy in a blue four door passenger vehicle with a dent on the driver side door.

Deputies searched for the vehicle and quickly located a vehicle fitting the description given by ██████████ at the intersection of Fort Smith Blvd And N Sr 415. Deputies conducted an investigative stop on a blue Hyundai bearing Florida tag ██████████. Deputy Nealis made contact with a white female driver who was later identified by her Florida drivers license as ██████████ (D1). ██████████ began to make several spontaneously statements in reference to the incident, which would indicate she was at ██████████ residence.

████████ was secured and a show up was conducted with ██████████ and his wife ██████████ (V2) who both positively identified ██████████ as the person who attempted to stole their puppy.

Deputy Brown made contact with ██████████ who stated the following:  
His wife ██████████ and he were selling 5 Australian Shepherds for \$1,200 each. (See uploaded photos of puppies) ██████████ stated ██████████ made contact with her through Craigslist to set a time for her to come purchase a puppy. ██████████ stated ██████████ arrived at 1530 hours and talked with him for 90 minutes in his garage before he told ██████████ either you buy the puppy or you leave his residence. ██████████ told him she does not have any money and pulled a taser from her pursue. ██████████ told him and ██████████ she was taking a puppy. ██████████ told him and ██████████ to go inside the residence or she would have to take them down. ██████████ stated ██████████ activated the taser and lunged at him with the taser. ██████████ stated ██████████ grabbed ██████████'s arms and pushed her out of the garage telling her to leave the residence. ██████████ stated he dialed ██████████ as ██████████ was leaving without a puppy.

Deputy Brown made contact with ██████████ who provided a similar statement as ██████████ ██████████ stated when she grabbed ██████████'s arms, ██████████ lunged at her almost striking her stomach with the taser. Both ██████████ and ██████████ felt threaten and were in fear for their lives. ██████████ advised he does have surveillance equipment in his garage that captured part of the incident.

The surveillance equipment is motion sensor therefore the footage was broken up into 1 six second video and 1 eight second video. Both videos were time stamped with the current date. ██████████ ██████████ and ██████████ can be all seen in the video. Deputy Ray reviewed the video footage which showed ██████████ wearing the same clothing Deputy Nealis observed her to be wearing when he made contact with her. The first view Deputy Ray observed ██████████ holding a pink taser with a black strap behind her back which appears to conceal it from ██████████ and ██████████'s view. The seconded view Deputy Ray observed ██████████ telling ██████████ she has to buy ██████████ the puppies or she is not taking them with her, which ██████████ replied "yes I am". ██████████ is still holding the taser in her right hand as she makes the statement. The surveillance equipment does not capture anything else.

████████ and ██████████ completed a sworn statement advising they wished to pursue charges.

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AGAINST {Name of Respondent} [REDACTED]

**AFFIDAVIT CONTINUATION**

FROM SECTION \_\_\_\_\_  
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Deputy Ray proceeded to [REDACTED]'s location and made contact with her. Deputy Ray read [REDACTED] Miranda-Rights from his agency issued Miranda card. [REDACTED] stated she understood and chose to speak with Deputy Ray without a lawyer present. Post-Miranda [REDACTED] advised the following:

[REDACTED] advised she was at [REDACTED]' residence to purchase a puppy, however she had very little money and attempted to talk [REDACTED] down on the price of the puppy. [REDACTED] stated she did take her taser out her purse, because [REDACTED] asked her what she had in her purse. [REDACTED] stated [REDACTED] asked her how it works with she showed him by activating the taser. [REDACTED] stated he had firearm in her purse with the taser. [REDACTED] later recanted her statement and admitted she came to [REDACTED] residence with no money to take a puppy. [REDACTED] admitted she displayed her taser to [REDACTED] and [REDACTED] in an attempt to take the puppy, however she could not go through with the act when [REDACTED] got on the phone with the police. [REDACTED] stated she was sorry for her actions and she was not thinking clearly.

Deputy Nealis and Campbell conducted a inventory search of [REDACTED]'s vehicle and located a pink taser (Serial number [REDACTED]) in her vehicle's center console with the power button on. Deputy Nealis located inside the purse a silver 9mm Smith and Wesson firearm (Serial number [REDACTED] in a yellow purse with [REDACTED]'s identification inside. [REDACTED] stated the taser and firearm were hers. [REDACTED] does have a valid Florida conceal weapons permit. Both the firearm and taser were ran through FCIC/NCIC with did not come back as stolen.

At the conclusion of Deputy Ray's investigation, based on video footage [REDACTED]'s admission, [REDACTED] was charged with attempted arm robbery and 2 counts of aggravated assault with an intent to commit a felony.

Deputy collected the taser, firearm and video footage, which were later submitted to D4 evidence locker room. Deputy Ray took photographs of the scene which were submitted to digital crime scene.

Both [REDACTED] and [REDACTED] have elected to prevent disclosure of confidential or privileged information per Marsy's Law.

Deputy Ray completed a RPO (Risk Protection Order) for [REDACTED] and forward it to the RPO submissions group via email. Deputy Ray completed an Etrace for the firearm.

Case status: Arrest / Adult  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. Affiant X 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	<u>1</u>	Type	<u>PISTOL</u>	Location	<u>PURSE</u>
Quantity	<u>1</u>	Type	<u>TASER</u>	Location	<u>PURSE</u>
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: 06/20/2020

Signature of Affiant: 

Sworn to or affirmed and signed before me on 06/20/2020 by \_\_\_\_\_

who X is personally known to me or \_\_\_ presented , as identification.

 8601  
Attesting LEO Witness or Notary Public, State of Florida  
My commission expires: LEO