

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

VSO Case Number
22-12941

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

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, *{full legal name}* Deputy Sheriff Jonathan Freeborough, 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:

*** BWC RECORDING ***

On 07/04/2022, at approximately 1956 hours, Deputy Freeborough responded to _____ Osteen in reference to a suicidal person. Central Dispatched advised a frantic female called in stating a male has a gun, is threatening suicide, and is shooting up his property.

2 Additional pages are attached.

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

See witness statement.

_____ Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1
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Deputies made contact with _____ (R1) who met deputies at _____ Deltona who advised the following; _____ stated she and her boyfriend, _____ (V1) broke up recently causing her to move out of the residence. After the breakup, _____ became very depressed and has recently began drinking alcohol, which he has never done in the past three years since they've been together.

_____ further stated earlier today she received a phone call from _____ who stated he has been drinking all day and said "I don't want to be here anymore". Additionally, _____ stated "I will shoot anyone who comes on his property". _____ stated soon after that she went to _____ residence to drop off the rest of his clothes that she had of his. _____ advised she knocked on the door and _____ answered holding what appeared to be a black pistol. Afraid, _____ left, and went back to her vehicle, as _____ got into her vehicle she could heard what she described as five to six gunshots coming from _____ residence. _____ was concerned that _____ took his own life and subsequently called law enforcement. _____ stated at no point did _____ point the firearm at her or make any threats. Due to _____ past actions and statements, _____ believed _____ would harm himself in the near future if he did not receive help. _____ completed and signed a sworn written statement detailing the incident. It should be noted as deputies arrived on scene, multiple gun shots were heard coming from _____ residence.

Deputies were able to make contact with _____ via telephone who agreed to meet deputies outside of his residence.

Deputy Freeborough made contact with _____ who stated he recently found out that _____ cheated on him and he has been upset over the situation. _____ stated he only told _____ that he is going to buy an AK for his protection. When questioned about the firearm, _____ stated he has been shooting his black 9mm Baretta and 40mm black Glock in his backyard into the ground and had shot approximately 50 rounds. During the interaction with _____ Deputy Freeborough could smell the fragrance of alcoholic beverages admitting from his breath coupled with his slurred speech.

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AFFIDAVIT CONTINUATION

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Deputies cleared the residence for any additional victims but were met with negative results. Upon clearing the residence, Deputy Freeborough observed a black in color BB gun on a table near the rear door of the residence but did not locate any firearms. Additionally, Deputies located multiple spent shell casings by the rear door of the residence. Deputy Freeborough also observed recycling cans full of empty Heineken beer bottles with more spent shell casing inside. Deputy Freeborough took photographs of the shell casing and collected the casing later submitting them into evidence.

A criminal history check of _____ revealed that he had no prior felony convictions.

Based upon the statements _____ made to _____ Deputy Freeborough determined there was a significant chance _____ may cause harm to himself in the near future. Deputies placed _____ into protective custody under the Baker Act.

Deputy Freeborough later completed a Risk Protection Order (RPO).

Case Status: Closed.

3. Affiant is 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>9mm Baretta</u>	Location	<u>Bedroom</u>
Quantity	<u>1</u>	Type	<u>40cal Glock</u>	Location	<u>Bedroom</u>
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____

0 Additional pages are attached.

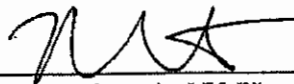
AFFIANT HEREBY CERTIFIES UNDER PENALTY OF PERJURY THAT THE STATEMENTS AND FACTS IN THIS AFFIDAVIT AND IN ANY ATTACHMENTS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Dated: 07/05/2022

Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization,

this 05 day of July, 2022, by D/S FREEBOROUGH
Affiant's name


Signature of Attesting LEO Witness

N. STACE
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)