

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

VSO Case Number  
220015586

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

AFFIDAVIT

STATE OF FLORIDA  
COUNTY OF VOLUSIA

I, {full legal name} Deputy Sheriff Michael Morgan, 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 08/14/2022 at approximately 1100 hours, Deputies responded to the intersection of \_\_\_\_\_ Deleon Springs, in reference to a disturbance. Prior to arrival, VSO Central Communications advised a female, identified as \_\_\_\_\_ contacted \_\_\_\_\_ and advised her son, \_\_\_\_\_ (V1) had a firearm pointed in his face by a neighbor. \_\_\_\_\_ identified the neighbor as \_\_\_\_\_ (S1), and further advised their family has had prior issues with \_\_\_\_\_

2 Additional pages are attached.

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

\_\_\_\_\_ advised that after his truck became stuck in the culvert, \_\_\_\_\_ approached him, fired a round into the air, and subsequently held the barrel of his gun to \_\_\_\_\_'s head. \_\_\_\_\_ advised he observed \_\_\_\_\_ finger on the trigger, and was in a well-founded fear that \_\_\_\_\_ was going to cause him great bodily harm.

0 Additional pages are attached.

AFFIDAVIT CONTINUATIONFROM SECTION 1PAGE 2 OF 3

Upon initial arrival, Deputy Morgan made contact with [REDACTED] whom was partially concealed in the woods southwest of the intersection, and ordered him to show his hands and walk towards Deputy Morgan. [REDACTED] however refused and retreated down a dirt trail to his residence informing Deputy Morgan he was going inside and "did not want to deal with this." Due to [REDACTED] being in possession of firearms, and [REDACTED] being located at his residence not in any further danger, Deputy Morgan made the decision to await further resources at the intersection behind hard cover.

Due to [REDACTED]'s pickup truck blocking the only form of ingress/egress onto their road, phone contact was made with [REDACTED] by Deputy Morgan. [REDACTED] advised [REDACTED] arrived home and informed her of the following: that while attempting to turn down [REDACTED] his pickup truck became stuck in the culvert along the roadway. At that point, [REDACTED] entered the roadway from his property which sits on the southwest corner of the intersection and confronted [REDACTED] about ruining the culvert. During this confrontation, [REDACTED] advised [REDACTED] produced two pistols, fired a round into the air, then stuck the gun barrel up against his temple, stating that he would kill [REDACTED] and his family. [REDACTED] could see [REDACTED]'s finger on the trigger and was in fear that [REDACTED] was going to kill him. [REDACTED] stated at that point his body's flight-or-fight response kicked in, and he ran from the immediate area towards his residence on [REDACTED] [REDACTED] advised he was uninjured during this, and did not require medical attention. [REDACTED] advised they wished to pursue criminal charges against [REDACTED] on behalf of [REDACTED].

Once additional Deputies arrived, a perimeter was established and Sgt. Charles requested the assistance of Air 1 and a drone unit whom both subsequently responded to the area. The Weekend Watch Commander, Lt. Barnard, was also made aware of the incident and responded to the scene. Deputies attempted PA system announcements, ordering [REDACTED] to surrender and speak with Deputies, however no response was received from [REDACTED]. Approximately three hours after arriving on scene, the pickup truck was able to safely be removed from the culvert by [REDACTED] and the road became re-accessible.

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**AFFIDAVIT CONTINUATION**

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A criminal history was queried for [REDACTED], which yielded the following results:  
-05/31/2000- conviction for misdemeanor Battery in Volusia County-  
06/14/2013- conviction for Trespassing in an Occupied Structure in Volusia County

It should be noted Deputies have had three prior calls regarding issues with [REDACTED] (See Event #s: P221781904 on 06/27/2022, P221820786 on 07/01/2022, and P222201727 on 08/08/2022). During the last call, P222201727, Deputy White spoke with a neighbor who advised him when he attempted to speak with [REDACTED] about the road issue, [REDACTED] made a threat to shoot the neighbor, however the neighbor advised [REDACTED] did not produce a firearm, nor was one seen.

Deputies made multiple attempts to make contact with [REDACTED] via PA system on the patrol vehicles, as well as announcements from a drone, however no response was received. At the time of this report, detectives are attempting to obtain an arrest warrant for [REDACTED] for the following charges: Aggravated Battery with a Deadly Weapon, Aggravated Assault with the intent to commit a felony, Resisting an officer Without Violence.

3. Affiant  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:

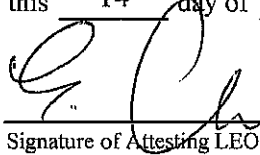
Quantity	<u>2</u>	Type	<u>Pistol</u>	Location	<u>Unknown exact location</u>
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____
Quantity	_____	Type	_____	Location	_____

\_\_\_\_\_ 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: 08/14/2022 Signature of Affiant: 

Sworn to (or affirmed) and subscribed before me by means of  physical presence or  online notarization, this 14 day of August, 2022, by Deputy Sheriff Michael Morgan  
Affiant's name

  
Signature of Attesting LEO Witness

D/S E. Childs #9314  
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)