

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

VSO Case Number
22-23200

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

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, *{full legal name}* Zarren M. Rutledge, in my position as *{job title}* Sheriff's Deputy 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 12-07-2022 atDeputies responded to _____ in reference to a report of a suicidal person. While in route to the residence Deputy Greene spoke with the reporting party via cell phone, regarding the incident. Investigation revealed the following:

2 Additional pages are attached.

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

_____ and _____ are currently getting a divorce and _____ moved out of the residence. _____ sent text messages to _____ stating he will kill himself with a firearm with details such as not making a mess and life insurance.

0 Additional pages are attached.

AFFIDAVIT CONTINUATION

FROM SECTION 1
PAGE 2 OF 3

_____ (VI) and his wife _____ (R1) are currently separated and living apart, while dissolving their marriage. On this date _____ sent a text message to _____ stating he was going to kill himself by using a firearm. He stated; don't worry, I will make it clean and not messy, you can now finally have your beach house and please take care of the dogs. _____ also indicated he would attempt suicide by cop, stating: "send anyone over here and I will pull the gun on them and let them do it for me." _____ stated _____ is a military veteran, who has been diagnosed with PTSD and is known to own and possess handguns, shotguns and an AR-15 assault rifle.

Several VSO Deputies, Volusia County Beach Patrol and Ormond Beach Police Officers responded to the residence to assist in the investigation. Deputy Greene and Sergeant Sturrup made numerous attempts to contact _____ via telephone, with negative results. Beach Patrol Officer Teeters utilized his agency issued Aerial Drone to observe the exterior of the residence and determined there was no visible activity seen inside, or outside the residence.

_____ (W1) resides at _____ and is a neighbor and friend of _____ and _____ exited her residence and was apprised of the well being investigation of _____ stated she knew _____ was depressed over the divorce and separation from his wife. She stated she saw _____ earlier in the day, but could not provide any additional information.

Deputy Knight arrived on scene and deployed his VSO Department issued Aerial Drone. Deputy Knight scanned the residence for signs of _____ and attempted audio contact via the drone's audio / video surveillance system. During this investigation _____ was observed exiting his residence through a rear door and making verbal contact with _____ who was letting her dogs out in her back yard. Upon seeing the drone, _____ went back inside his home and did not come back outside.

Sergeant Sturrup made contact with _____ via text message on her cell phone. _____ texted Sergeant Sturrup stating he was fine and did not want to harm himself. He stated he had an appointment with the Veterans Association (VA) in the morning and refused to come out of the house.

Deputy Greene spoke with _____ regarding _____ and his demeanor during the conversation

AFFIDAVIT CONTINUATION

FROM SECTION 1
PAGE 3 OF 3

she had with him in the back yard of his residence. [REDACTED] stated [REDACTED] was calm and somewhat depressed, and aware of the law enforcement well being check. She stated he did not appear in physical distress, was not in apparent possession of a firearm and was speaking in a normal tone of voice.

Investigation revealed [REDACTED] was in his home alone and he did not pose an immediate threat to any other persons. Due to the circumstances, deputies and officers temporarily ended the investigation and left the area.

Deputy Greene spoke with [REDACTED] via telephone and advised her of the resolution of this investigation. [REDACTED] stated she was staying an a location unknown to [REDACTED] and she would not initiate any contact with him. She stated she was in fear of him because of his behavior and unstable state of mind. Deputy Greene counseled [REDACTED] on her options and provided her with information regarding an Injunction for Protection against Domestic Violence.

During this investigation Captain Powers was on scene and Watch Commander Turney was aware of the call.

Deputy Rutledge arrived on scene as the night shift zone unit and assumed the investigation from Deputy Greene. Deputy Rutledge completed a Risk Protection Order (RPO) and Baker Act Involuntary Examination form.

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>AR-15</u>	Location	<u>[REDACTED]</u>
Quantity	<u>2</u>	Type	<u>HANDGUNS</u>	Location	<u>[REDACTED]</u>
Quantity	<u>2</u>	Type	<u>SHOTGUNS</u>	Location	<u>[REDACTED]</u>
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: 12/07/2022 Signature of Affiant: *[Signature]* 8689

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 07 day of December, 2022, by D/S Rutledge
Affiant's name

[Signature]
Signature of Attesting LEO Witness

JAMES GROSVEN 2390
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)