

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}* _____

VSO Case Number
220008368

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, *{full legal name}* _____ Deputy Logan Daniels _____, in my position as *{job title}* _____ 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:

_____ aimed a loaded pistol at his head after being advised his son had passed away. See page 2 for narrative.

1 Additional pages are attached.

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

Officer Nelson was present when _____ pointed a gun to his head after being advised if his son passing away.

1 Additional pages are attached.

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AFFIDAVIT CONTINUATION

FROM SECTION 1
PAGE 1 OF 1

On April 28, 2022, DeLand Police Department (DLPD) responded to _____ DeLand to conduct a death notification. DLPD Officer Nelson and their chaplain met with _____ (V1) at the residence. Officer Nelson and the chaplain advised _____ of his son, passing away from a possible overdose today. _____ became distraught and without reason quickly retreated into the house. Officer Nelson and the chaplain backed up off the front screened porch. _____ exited the residence with a black handgun pointed at his head. Officer Nelson was able to give verbal commands for _____ to put down the weapon, and he immediately complied with her instructions.

Deputy Daniels and Sgt. Johnson made contact with the DLPD officer's on the scene and were notified about _____ actions, after being notified of his son's death. Deputy Daniels secured the black Berretta PX4 .40 caliber serial #PY138982. It was determined, that _____ was a risk to himself and was secured under the Baker Act by Deputy Daniels.

During the interview with _____ it was learned _____ owns two more firearms (shotgun and pistol), which were still located inside the residence. It should be noted, that _____ resides at the residence alone.

Based on _____ actions during the death notification, Deputy Daniels believes it is necessary for an RPO to be completed to seize the remainder of _____ firearms for his safety.

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>Bereta PX4</u>	Location	<u>VSO Evidence</u>
Quantity	<u>1</u>	Type	<u>20ga Shotgun</u>	Location	<u>[REDACTED], Deland</u>
Quantity	<u>1</u>	Type	<u>.22 cal pistol</u>	Location	<u>[REDACTED], Deland</u>
Quantity	<u> </u>	Type	<u> </u>	Location	<u> </u>
Quantity	<u> </u>	Type	<u> </u>	Location	<u> </u>
Quantity	<u> </u>	Type	<u> </u>	Location	<u> </u>

0 Additional pages are attached.

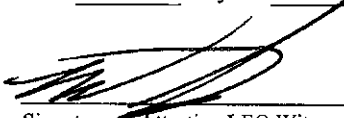
AFFIANT HEREBY CERTIFIES UNDER PENALTY OF PERJURY THAT THE STATEMENTS AND FACTS IN THIS AFFIDAVIT AND IN ANY ATTACHMENTS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Dated: 05/03/2022

Signature of Affiant:  #9422

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

this 03 day of May, 2022, by Deputy Logan Daniels
Affiant's name


Signature of Attesting LEO Witness

Dep Sgt H. Sosa
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)