

IN AND FOR VOLUSIA COUNTY, FLORIDA

IN RE: PETITION FOR RISK PROTECTION ORDER

AGAINST {Name of Respondent} _____

VSO Case Number
VP260011410

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF VOLUSIA

I, {full legal name} _____ D/S Brian Santiago _____, in my position as {job title} _____ Deputy Sheriff _____ with the {name of law enforcement officer/agency} _____ Volusia Sheriff 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:

See attached pages

_____ Additional pages are attached.

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

See attached pages.

_____ Additional pages are attached.

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BWC

MARSY'S LAW INVOKED

On 05/28/2026 at approximately 1612 hours, K9 Deputy Nealis was flagged down by a male by the name of [REDACTED] at the intersection of Ft. Smith Boulevard and Courtland Boulevard, Deltona in reference to a road rage incident where one party pulled a firearm. Deputies made contact with [REDACTED] who advised the following:

[REDACTED] was on his way back from his job in Lake Mary heading to [REDACTED], Deltona where [REDACTED] resides. [REDACTED] was operating his blue [REDACTED] bearing Florida tag [REDACTED]. While on his way home on South State Road 415, [REDACTED] noticed a white Nissan Rogue driving aggressively behind him, passing multiple vehicles, cutting other vehicles off and driving extremely close to him. At some point the white Nissan Rogue passed him and cut him off while passing the intersection of 415 and Doyle Road. [REDACTED] advised when he approached the intersection of 415 and Howland Boulevard, he observed the vehicle stopped at the red light in the right-hand turn lane to turn left on Howland Boulevard from 415. [REDACTED] stopped next to the male to see who was driving so erratically when he observed a Hispanic male in a white shirt point a black firearm in his direction. [REDACTED] immediately put the vehicle in reverse and got about three vehicle lengths behind the male. The Hispanic male then got out of his vehicle and began to point the firearm at the ground and made a motion as if he wanted [REDACTED] to get out of his vehicle. [REDACTED] advised these actions caused him to be in fear for his life. [REDACTED] was able to take a photo of the suspect vehicle's tag, which he provided to law enforcement. [REDACTED] completed a sworn written statement of the incident indicating he wished to pursue criminal charges, along with a Marsy's Law form indicating he wished to keep his information private.

Deputies on scene observed the photo provided by [REDACTED] which showed a white Nissan Rogue bearing Florida tag LI333L. Deputies put out a be on the lookout (BOLO) for the vehicle, and multiple deputies in Deltona began searching for the vehicle.

On 05/28/2026 at approximately 1616 hours Deputy Jones was responding to the area of Ft. Smith Blvd. to bolo for a 2014 Nissan Rogue bearing Florida tag LI333L. Deputy Jones observed a white Nissan Rogue that matched the description traveling westbound on Ft. Smith Blvd. from the area where the incident occurred.

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Deputy Jones observed the first character of the tag was the letter "L" and began turning around on the vehicle when he observed the vehicle turn right onto Kirkwood St. Deputy Jones turned onto Kirkwood St. to attempt to catch up to the vehicle in an attempt to obtain a tag number on the vehicle. Deputy Jones observed the vehicle make a left turn onto Worthington Dr. at which time Deputy Jones was able to catch up to the vehicle and was able to observe the tag on the vehicle was LI333L.

Deputy Jones continued following the vehicle back towards Ft. Smith Blvd. and notified additional units as well as dispatch via radio transmissions. The vehicle then turned onto Ft. Smith Blvd. to travel westbound.

As Deputy Jones was relaying the direction of travel the vehicle stopped in front of S. Palomar Dr. at which point Deputy Jones activated his emergency lights, exited his vehicle, and held the driver at gun point until additional units arrived. As Deputy Jones held the driver at gun point the driver spontaneously stated, "I don't have a gun".

Additional units arrived to Deputy Jones' location and a felony stop was conducted and the driver was removed from the vehicle and he was placed into custody. The vehicle was cleared for additional subjects which yielded negative results.

Deputy Jones then back tracked the route of the vehicle to see if the subject discarded anything from the vehicle.

Deputies located a handgun in a gravel driveway of [REDACTED] that appeared to have been thrown to that location.

It is to be noted that the firearm that was located was a black in color handgun which matched the description of the firearm [REDACTED] described. The firearm was cleared and appeared to be an airsoft gun, not a real firearm, however it looked exactly like a replica Glock firearm with a serial number of GUW019. The firearm was collected and later submitted into the district 4 evidence locker as case evidence.

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Deputy Jones conducted a canvas for cameras of the residents where the gun was located which yielded negative results.

The driver of the vehicle was identified as [REDACTED] (D1).

Sergeant Lococo read [REDACTED] his Miranda Rights from an agency issued Miranda warnings card, to which he advised he understood and wished to speak to deputies. [REDACTED] informed Sergeant Lococo he admitted to being in a road rage incident and threatening a male with a firearm, however he never displayed a firearm at any point in time. See Sergeant Lococo's supplement for additional details.

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Based on Deputy Santiago's investigation, coupled with statements from both parties, evidence and the [REDACTED] Deputy Santiago determined probable cause to charge Brice with FSS 784.021 aggravated assault with a deadly weapon.

Deputy Santiago conducted a criminal history on [REDACTED] which revealed prior charges of unlawful possession of a firearm along with drug charges and shoplifting charges out of New Jersey.

Due to the incident involving a firearm, Deputy Santiago completed a Temporary Risk Protection Order on [REDACTED]

[REDACTED] was transported to the Volusia County Branch Jail.

Case Status: Arrest/Adult.

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	_____	Type	_____	Location	_____
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: 05/28/2026 Signature of Affiant: Brian Santiago

Sworn to (or affirmed) and subscribed before me by means of ☒ physical presence or ☐ online notarization, this 28 day of May, 2026, by D/S Brian Santiago
Affiant's name

Sean Carroll
Signature of Attesting LEO Witness

D/S Sean Carroll
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)