

**IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT,  
IN AND FOR BREVARD COUNTY, FLORIDA**

\_\_\_\_\_,  
Petitioner  
(Law Enforcement Officer/Agency)

Case No.: \_\_\_\_\_

v.

Division: \_\_\_\_\_

\_\_\_\_\_,  
Respondent

**PETITION FOR RISK PROTECTION ORDER**  
(With or Without Request for Temporary Ex Parte Risk Protection Order)

This petition  **DOES** or  **DOES NOT** request a Temporary Ex Parte Risk Protection Order.

**SECTION I. PETITIONER**

**Petitioner must be a law enforcement officer or a law enforcement agency.**

1. Petitioner's full legal name or name of petitioning agency: \_\_\_\_\_
2. Petitioner's office/agency is located at *{street address, city, state, and zip code}*:  
\_\_\_\_\_
3. Petitioner's telephone number for 24 hour accessibility: \_\_\_\_\_

**SECTION II. RESPONDENT** *{Petitioner is to fill out as much information as possible.}*

1. Respondent's full legal name: \_\_\_\_\_
2. Respondent's address: *{street address, city, state, and zip code}*  
\_\_\_\_\_
3. Identifying information of Respondent:  
Race: \_\_\_\_\_ Gender Expression: Male \_\_\_ Female \_\_\_ Other \_\_\_\_\_  
Date of Birth: \_\_\_\_\_  
Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Eye Color: \_\_\_\_\_ Hair Color: \_\_\_\_\_
4. Distinguishing marks or scars: \_\_\_\_\_
5. Vehicle: *{make/model}* \_\_\_\_\_ Color: \_\_\_\_\_ Tag #: \_\_\_\_\_
6. Other names Respondent goes by: *{aliases or nicknames}* \_\_\_\_\_
7. Respondent's email address: \_\_\_\_\_
8. Respondent's telephone number: \_\_\_\_\_

9. Respondent's Driver's License number: \_\_\_\_\_

10. Respondent's attorney's name, address, and telephone number: \_\_\_\_\_

11. Is Respondent in jail? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, date of arrest \_\_\_\_\_ Jail #: \_\_\_\_\_ Cell #: \_\_\_\_\_

12. Is Respondent a juvenile? Yes \_\_\_\_\_ No \_\_\_\_\_

### SECTION III. BASIS FOR PETITION

In support of this petition, the undersigned Law Enforcement Officer/Agency alleges:

1. Respondent poses a significant danger of causing personal injury to themselves or others by having a firearm or any ammunition in their custody or control or by purchasing, possessing, or receiving a firearm or any ammunition.

\_\_\_\_\_ **Respondent poses a significant danger of causing personal injury to themselves or others in the near future.** [Required for a Temporary Ex Parte Risk Protection Order.]

2. An affidavit (or affidavits) alleging specific facts that give rise to a reasonable fear of significant dangerous acts by the Respondent is attached to this petition as Exhibit A and is incorporated by reference. {If a temporary risk protection order is requested, facts supporting the allegation that Respondent poses a significant danger of causing personal injury to themselves or others IN THE NEAR FUTURE must be provided from someone with PERSONAL KNOWLEDGE of those facts.}
3. The quantities, types, and locations of all firearms and ammunition the Petitioner believes to be in the Respondent's ownership, possession, custody, or control are listed below and/or on the attached Exhibit B.

Quantity: \_\_\_\_\_ Type: \_\_\_\_\_ Location: \_\_\_\_\_

Quantity: \_\_\_\_\_ Type: \_\_\_\_\_ Location: \_\_\_\_\_

Quantity: \_\_\_\_\_ Type: \_\_\_\_\_ Location: \_\_\_\_\_

Respondent \_\_\_\_\_ was issued \_\_\_\_\_ was not issued a concealed weapon/firearms license.

\_\_\_\_ See attached Exhibit B for firearms and/or ammunition.

4. Petitioner \_\_\_\_\_ is aware \_\_\_\_\_ is not aware of an existing protection order governing the Respondent under s. 741.30, s. 784.046, or s. 784.0485, Florida Statutes, or under any

other applicable statute. If aware, list the existing protection order case number(s) and attach a copy, if available. \_\_\_\_\_.

5. Relevant evidence for the Court's consideration is detailed in the attached affidavit(s) that demonstrates the Respondent:

\_\_\_\_\_ was involved in a recent act or threat of violence against themselves or others;

\_\_\_\_\_ engaged in an act or threat of violence, including but not limited to acts or threats of violence against themselves, within the past 12 months;

\_\_\_\_\_ may be seriously mentally ill or may have recurring mental health issues;

\_\_\_\_\_ has violated a risk protection order or no contact order issued under section(s) 741.30, 784.046, or 784.0485, Florida Statutes;

\_\_\_\_\_ is the subject of a previous or existing risk protection order;

\_\_\_\_\_ has violated a previous or existing risk protection order;

\_\_\_\_\_ has been convicted of, had adjudication withheld on, or pled *nolo contendere* in Florida or in any other state to a crime that constitutes domestic violence as defined in s. 741.28, Florida Statutes;

\_\_\_\_\_ has used, or threatened to use, against themselves or others, any weapons;

\_\_\_\_\_ has unlawfully or recklessly used, displayed, or brandished a firearm;

\_\_\_\_\_ has used, or threatened to use on a recurring basis, physical force against another person or has stalked another person;

\_\_\_\_\_ has been arrested for, convicted of, had adjudication withheld, or pled *nolo contendere* to a crime involving violence or a threat of violence in Florida or in any other state;

\_\_\_\_\_ has abused or is abusing controlled substances or alcohol;

\_\_\_\_\_ has recently acquired firearms or ammunition;

\_\_\_\_\_ is required to possess firearm(s) and/or ammunition in the scope and duties of their occupation;

\_\_\_\_\_ has been the subject of proceedings under the Baker Act or Marchman Act;

\_\_\_\_\_ other (Additional relevant information may be included as attached exhibits. This may include reports or conclusions from a threat assessment team.).

**SECTION IV. NOTICE**

\_\_\_\_\_ Petitioner has made a good faith effort to provide notice to a family or household member of the Respondent and to any known third party who may be at risk of violence in compliance with s. 790.401(2)(f), Florida Statutes; or

\_\_\_\_\_ Petitioner will take the following steps to provide notice as required by s. 790.401(2)(f), Florida Statutes.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SECTION V. [TEMPORARY] RISK PROTECTION ORDERS**

For the foregoing reasons, Petitioner requests the Court to:

\_\_\_\_\_ enter a Temporary Risk Protection Order.

\_\_\_\_\_ schedule a hearing to be held within 14 days of the date of the order to determine if a Final Risk Protection Order should be entered.

Respectfully submitted this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Signature of Petitioner

\_\_\_\_\_  
Name of person filing petition

\_\_\_\_\_  
Law Enforcement Agency

\_\_\_\_\_  
Service address

\_\_\_\_\_  
Email address

\_\_\_\_\_  
Telephone Number