

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT
IN AND FOR Citrus COUNTY, FLORIDA

Citrus County Sheriff's Office

Petitioner,
(Law Enforcement Officer/Agency)

v.

Case Number: 2018-MH-81
Division: _____

Kevin Dewayne Morgan
Respondent.

ORDER DENYING PETITION FOR
TEMPORARY EX PARTE RISK PROTECTION ORDER

THIS CAUSE came before the Court on the Petition for Temporary Ex Parte Risk Protection Order. The Court, having considered the Petition, testimony, record, applicable law, and being otherwise fully advised in the premises, makes the following findings and rulings:

The Petition is hereby **DENIED**. The Court does not find reasonable cause to believe that Respondent poses a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or any ammunition.

The specific facts or findings for said denial are as follows:

This issue came down to a credit credibility determination between the Respondent and his current wife. The Court found the Respondent credible and thus the petition was not proved by clear and convincing evidence.

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The one piece of physical evidence, a vial of drugs, was never clearly, or convincingly, explained from whence it came.

It is therefore **ORDERED** and **ADJUDGED** that Petitioner's request for a temporary ex parte risk protection order is **DENIED** without prejudice to provide additional evidence at the hearing regarding the risk protection order requested in the Petition, or to file a subsequent petition for risk protection order against the Respondent herein.

DONE AND ORDERED at Inverness Citrus County, this 28 day of September, 2018.



Judge

Copies furnished to:

Petitioner DCSO

Respondent J.M. Blackstone, Esq.

cc: emailed Dept of Ag.

Furnished by U.S. or Electronic Mail pursuant to SC10-2101 this

day of Sept 2018

Citrus County Clerk of Court

By [Signature]

Deputy Clerk

