

**7th. Judicial Circuit 707  
Charging Affidavit - Volusia**

*H VCS report*

Report Date: 06-01-2021 Report Time: 1930 District:  
Arrest # \_\_\_\_\_ Bk # \_\_\_\_\_ Pg # 1 of \_\_\_\_\_

ARREST <input checked="" type="checkbox"/> NOTICE TO APPEAR <input type="checkbox"/> AFFIDAVIT <input type="checkbox"/> C.C. <input type="checkbox"/> ADULT <input type="checkbox"/> JUVENILE <input checked="" type="checkbox"/>		Court Case Number:	
(ORI) FL: FL0640000	Agency Name: VOLUSIA COUNTY SHERIFF'S OFFICE		Agency Case Number: 210010202
FCIC/NCIC Check? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	OBTS #	U.C.R.:	Date Arrested: 06-01-2021 Time of Arrest: 2109
ADDRESS OF ARREST (Street, City, State, Zip): 1050 Enterprise Osteen Road ENTERPRISE FL		Arrested By: WHEELER, STEVEN F	ID Number: 7960
<b>DEFENDANT</b>	NAME (Last): 1 O'Brien (First): Travis (Middle): Robert	A.K.A.:	Sex: M Race: W
DOB: 10-15-2008	Age: 12 Driver's Lic./ID No.:	State:	Year Expires: S.S.#:
Height: 4' 11	Weight: 78 Hair: BLN Eyes: BLU	P.O.B. (City, State, Country): FL	Statement Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Scars, Marks, Tattoos:	Business & Occupation:		Citizenship Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Probation: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	English: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Deaf/Mute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Address - Mailing/Permanent (STREET, APT. NUMBER): 51 Childrens Way		(CITY): ENTERPRISE (STATE): FL	ZIP CODE: RESIDENCE PH: (386) 668-47
Address - Local (STREET, APT. NUMBER):		(CITY): (STATE):	ZIP CODE: RESIDENCE PH:
Address - Other (Employer/School) (STREET, APT. NUMBER):		(CITY): (STATE):	ZIP CODE: BUS/SCHOOL PH:

<b>CHARGES</b>	DOMESTIC VIOLENCE? Yes <input type="checkbox"/>	Attachments: Affidavit(s)? <input type="checkbox"/>	Statement(s) <input type="checkbox"/>	NTA Schedule <input type="checkbox"/>	Report <input type="checkbox"/>	Traffic Infraction(s) <input type="checkbox"/>	DUI <input type="checkbox"/>	Total Charges: 2
#1 Charge: Attempted First Degree Murder (LEO)	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 782.04(1)(A)	Citation No.:	Bond: No Bond				
#2 Charge: Armed Burglary - Dwelling/Structure/Convey	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: 810.02(2)(B)	Citation No.:	Bond: No Bond				
#3 Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.:	Bond:				

<b>CO-DEFENDANT</b>	Co-Def #1. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/> Fel. <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>	Co-Def #2. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/> Fel. <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>
#1 NAME (Last): Jackson (First): Nicole (Middle):	Race: W Sex: F DOB: 02-08-2007 Age: 14	
#2 NAME (Last): (First): (Middle):	Race: Sex: DOB: Age:	

**NARRATIVE**

The undersigned certifies and swears that there is probable cause to believe the above-named defendant, on the 01 day of June, 2021, at approximately 0730  a.m.  p.m. at 1050 Enterprise Osteen RD ENTERPRISE within Volusia County, violated the law and did then and there:

1 On June 1st, 2021, Nicole Jackson (14 years old) and Travis O'Brien (12 years old) ran away from the Florida United Methodist's Children's Home (FUMCH) in Enterprise, FL. After running away from FUMCH, the children proceeded to burglarize the residence located at 1050 Enterprise Osteen Road, Deltona. During the burglary of the home (in which the residents were not present) both Jackson and O'Brien armed themselves with several of the homeowner's guns. When deputies arrived to the burglary in progress, both Jackson and O'Brien used the firearms they had armed themselves with to assault (and then ultimately shoot and attempt to kill) the deputies. As a result of Jackson's and O'Brien's actions, deputies were forced to protect themselves by returning fire. Jackson subsequently sustained multiple gunshot wounds while O'Brien did not sustain any injuries. None of the deputies who were fired upon were injured during the event.

2 The incident originated from a report of Jackson and O'Brien running away from FUMCH (51 Children's Way, Enterprise), shortly before 5 p.m. Deputies learned that O'Brien was a diabetic and didn't have his medication with him. It was also reported that Jackson had battered a FUMCH staff member with a stick earlier in the day.

3 At approximately 6:17 p.m., Deputy Galarza observed a pending call for service reference 8 to 10 juvenile's swimming in the springs at Green Springs Park (984 Lakeshore Drive, Enterprise). Deputy Galarza responded in hopes of locating Jackson and O'Brien at the springs.

<b>NOTICE TO APPEAR</b>	MANDATORY APPEARANCE <input type="checkbox"/>	YOU NEED NOT APPEAR IN COURT BUT MUST COMPLY WITH INSTRUCTIONS ON THE REVERSE SIDE OF YOUR COPY <input type="checkbox"/>	FINE, AND COSTS AMOUNT:
I AGREE TO APPEAR IN COURT HEREIN TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE INDICATED, I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED, OR PAY THE LISTED FINE, I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST WILL BE ISSUED.			

SIGNATURE OF DEFENDANT	Date	SIGNATURE OF JUVENILE PARENT OR CUSTODIAN	JUVE DISP. CITATION No.
		RELATIONSHIP TO JUVENILE	

Sworn to and subscribed before me, the undersigned this <u>02</u> day of <u>June</u> , <u>2021</u>	I swear/affirm the above statements are correct and true	Rt Thumb
Name: <i>[Signature]</i>	<i>[Signature]</i>	
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>	OFFICER'S/COMPLAINANT'S SIGNATURE	
Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	WHEELER, STEVEN F 7960	
Type of Identification: <u>C. Lemay 7748</u>	NAME (PRINTED) ID NUMBER	

**OFFICIAL USE ONLY** Inmate Number & Facility:

H-1 VCS report

Narrative Supplement 707-B

Arrest [checked] Affidavit [ ] Adult [ ] Notice to Appear [ ] Juvenile [checked]

Court Case Number:

Defendant Name: Obrien, Travis, Robert; Agency Case Number: 210010202

Table with columns: CHARGES, DOMESTIC VIOLENCE?, Attachments, Statement(s), NTA Schedule, Report, Traffic Infraction(s), Total Charges: 2

16 Upon arrival at Green Springs Park, Deputy Galarza observed Jackson and O'Brien at the park. As soon as Jackson observed Deputy Galarza, she 17 smiled and took off on foot towards the bike paths. O'Brien followed closely behind Jackson and Deputy Galarza requested additional deputies 18 respond to search for them. Even though deputies thoroughly searched the wooded area, neither Jackson nor O'Brien were located. 19 20 At approximately 7:30 p.m., as deputies continued to search the area, a passerby witness reported hearing glass break and observed juveniles 21 walking around 1050 Enterprise Osteen Road. As deputies approached the house, they saw signs of forced entry and observed two (2) figures in the 22 home. Deputies contacted the homeowner, who told them no one should be inside of the residence, and that there was a handgun, a shotgun and 23 an AK-47 inside, along with a large amount of ammunition. 24 25 After deputies surrounded the home and began making announcements into the house, Jackson and O'Brien started shooting at them. Jackson 26 subsequently fired a shot at a deputy out of a back patio door around 8:30 p.m. Over the course of approximately 30 minutes, both Jackson and 27 O'Brien fired at deputies on multiple occasions. Jackson then exited the residence through the garage armed with a shotgun. Jackson subsequently 28 pointed the shotgun at deputies and then fired the shotgun in their direction. As a result of her (Jackson's) actions, deputies were forced to defend 29 themselves by returning fire. Jackson sustained multiple gunshot wounds and deputies quickly acted to perform life saving measures. Also in the 30 garage with Jackson, and armed with an AK-47, was O'Brien. After Jackson was shot, and deputies were providing her first aid, O'Brien surrenderec 31 without further incident. In the garage, deputies observed the AK-47 style rifle, a shotgun and a handgun. 32 33 Jackson was transported to Central Florida Regional Hospital for further medical treatment. After undergoing surgery, she was reported to be in 34 stable condition and ultimately transferred to Arnold Palmer Hospital in Orlando for further observation. O'Brien was not injured during the incident 35 but transported to Advent Health Fish Memorial in Orange City for treatment of his medical condition. 36 37 Detective McGuire responded to Advent Health Fish Memorial and interviewed O'Brien. Detective McGuire conducted a sworn, audio recorded 38 interview with O'Brien. Detective McGuire read O'Brien his Miranda Rights from the Volusia Sheriff's Office Advice of Rights Juvenile Form. O'Brien 39 advised he understood his rights and agreed to speak with Detective McGuire. O'Brien signed the form as well. 40 41 O'Brien stated he has been at FUMCH for approximately 7 months and has ran away from there multiple times. He and Nicole ran away from the 42 property this afternoon after school. O'Brien stated when they ran away from the facility they were confronted by Mr. Hunter, who is an employee at 43 FUMCH. He said Jackson hit Mr. Hunter in the leg with a log and they ran from him. He advised they made their way to Green Springs and there 44 they met up with four other male individuals. He stated he knew two of them, Devon Monroe and Zach Kennedy. He further stated he had never met 45 the other two boys and did not know their names. He was able to provide basic descriptions for the four males. 46 47 O'Brien said from Green Springs they (Jackson, O'Brien, Monroe, Kennedy and the other two males) could see a barn so they went to the property. 48 The property O'Brien spoke of was 1050 Enterprise Osteen Road, Enterprise. He advised there were multiple buildings on the property, to include a 49 shed and "half barn." He said while they were going through shed they found two boxes that contained rifle ammunition and a zip lock bag containing 50 ammunition for a handgun. He stated one of the boys (unknown which one) made a statement to find guns since they found ammunition. 51 O'Brien advised while they were on the property, behind one of the buildings, they saw people at the residence leave in a vehicle. He stated all of 52 them broke windows and glass doors of the residence in an effort to gain access to the interior of it. O'Brien said he (O'Brien) specifically used a 53 crowbar, a shovel and large rocks to break windows and the rear sliding glass door. Detective McGuire asked O'Brien how many windows he broke 54 and he said, "Every last one of them!" 55 56 O'Brien stated the four boys ran off and only he and Jackson entered the residence. He said while the two of them were in the residence they made 57 their way into a bedroom. He stated in the bedroom they found two shotguns, a handgun and an AK-47. He said they noticed cops outside the 58 residence while looking out of a window in the bedroom. He advised Jackson made the statement, "I'm gonna roll this down like GTA" referring to the 59 video game Grand Theft Auto. He stated Jackson fired the shotgun multiple times at the deputies who were outside the residence. O'Brien then said 60 he noticed green dots on him so he fired a double barrel shotgun at the deputies as well. He said he fired the shotgun a couple times and also fired a 61 handgun at the deputies. He told Detective McGuire he knew they were cops when he shot at them and shot to cause "harm" to them. 62 O'Brien stated he and Jackson then ran into the garage and the garage door was open. He said before he ran to the garage, he had grabbed an 63 AK-47 from the bedroom which was in a case. Also in the case were two loaded magazines for the AK-47. 64 65 O'Brien said Jackson fired the shotgun at deputies from the garage. He advised he was behind her. He stated after Jackson fired at the deputies, 66 they shot back and hit her multiple times. O'Brien stated he then fired the AK-47 at the deputies because they shot and "most likely" killed his friend.

Sworn to and subscribed before me, the undersigned this 02 day of June, 2021. I swear/affirm the above statements are correct and true. Name: [Signature] OFFICER'S/COMPLAINANT'S SIGNATURE. WHEELER, STEVEN F 7960 NAME (PRINTED) ID NUMBER.

**Narrative Supplement 707-B**

Arrest  
 Affidavit  
 Notice to Appear  
 Adult  
 Juvenile

**Court Case Number:**

Page # 4 of 5

*H-2 VCS report*

Defendant (Last) Name: O'Brien		(First) Travis	(Middle) Robert	Agency Case Number: 210010202				
<b>CHARGES</b>	DOMESTIC VIOLENCE? Yes <input type="checkbox"/>		Attachments: Affidavit(s)? <input type="checkbox"/>	Statement(s) <input type="checkbox"/>	NTA Schedule <input type="checkbox"/>	Report <input type="checkbox"/>	Traffic Infraction(s) <input type="checkbox"/>	Total Charges: 2
	#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.:		Bond:	
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	#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.:		Bond:	

67 He said he fired multiple rounds from the AK-47 and had to reload the second magazine. He stated after running out of ammunition from the second  
 68 magazine he was confronted by deputies and surrendered.  
 69  
 70 As a result of the evidence collected and the interviews conducted, arrest affidavits were drafted charging Jackson and O'Brien with attempted  
 71 murder on a law enforcement officer, aggravated assault on a law enforcement officer and armed burglary.  
 72

Sworn to and subscribed before me, the undersigned this <u>02</u> day of <u>June</u> , 2021 Name:		I swear/affirm the above statements are correct and true  OFFICER'S/COMPLAINANT'S SIGNATURE		Right Thumb
Notary Public <input type="checkbox"/>	Law Enforcement Officer <input checked="" type="checkbox"/>	WHEELER, STEVEN F		
Personally Known <input checked="" type="checkbox"/>	Produced Identification <input type="checkbox"/>	NAME (PRINTED)	7960 ID NUMBER	