

IN THE CIRCUIT COURT, SEVENTH
JUDICIAL CIRCUIT, IN AND FOR
VOLUSIA COUNTY, FLORIDA

CASE NO: 2025 104282 CFDB

STATE OF FLORIDA

VS.

SCOTT ALLEN GARDNER
W/M; DOB: 08/29/1991; SSN# [REDACTED]

INDICTMENT

The Spring 2025 Term Grand Jury, in and for VOLUSIA County, Florida, empaneled and sworn to inquire and true presentment make, hereby, in the name of and by the authority of the State of Florida, brings this prosecution and makes the following charges:

. COUNT I

CHARGE: FELONY MURDER – FIRST DEGREE, in violation of sections 782.04(1)(a)2, 782.04(2), 782.07(1), & 782.07(3) of the Florida Statutes (2024)

SPECIFICATIONS OF CHARGE: SCOTT ALLEN GARDNER, on or about June 6, 2025, in the County of VOLUSIA and State of Florida, unlawfully killed a human being, to wit: [REDACTED] a child, when engaged in the perpetration of, or in the attempt to perpetrate an Aggravated Child Abuse; and furthermore, said unlawful killing was perpetrated by an act imminently dangerous to [REDACTED] a child, and evinced a depraved mind regardless of human life, although without any premeditated design to effect [REDACTED] a child's death; and furthermore, SCOTT ALLEN GARDNER unlawfully and by culpable negligence under section 827.03(2)(b) of the Florida Statutes, caused the death of [REDACTED] a child under the age of 18, a human being, but without the intent to murder and furthermore, SCOTT ALLEN GARDNER unlawfully and by act, procurement, or culpable negligence, caused the death of [REDACTED] a child, but without the intent to murder. (Capital Felony)

. COUNT II

CHARGE: AGGRAVATED CHILD ABUSE, in violation of section 827.03(2)(a) of the Florida Statutes (2024)

SPECIFICATIONS OF CHARGE: SCOTT ALLEN GARDNER, on or about June 6, 2025, in the County of VOLUSIA and State of Florida, did knowingly or willfully abuse [REDACTED] a child, and in doing so caused great bodily harm, permanent disability, or permanent disfigurement to [REDACTED] a child, or did willfully torture, maliciously punish, or willfully and unlawfully cage [REDACTED] a child. (First Degree Felony)

FILED

IN OPEN COURT

JUL 02 2025

Clerk Circuit & County
Court Volusia County, FL

COUNT III

CHARGE: NEGLECT OF A CHILD CAUSING GREAT BODILY HARM, PERMANENT DISABILITY, OR PERMANENT DISFIGUREMENT, in violation of section 827.03(2)(b) of the Florida Statutes (2024)

SPECIFICATIONS OF CHARGE: SCOTT ALLEN GARDNER, on or about June 6, 2025, in the County of Volusia and State of Florida, did willfully or by culpable negligence neglect a child, [REDACTED], and in doing so SCOTT ALLEN GARDNER caused great bodily harm, permanent disability, or permanent disfigurement to [REDACTED] a child. (Second Degree Felony)

A TRUE BILL



FOREPERSON OF THE GRAND JURY

I, the undersigned State Attorney or Assistant State Attorney, as authorized and required by law, have advised the Grand Jury returning this Indictment.


Ashley Dingman Terwilleger, Esq.
ASSISTANT STATE ATTORNEY
SEVENTH JUDICIAL CIRCUIT
VOLUSIA COUNTY, FLORIDA
Florida Bar Number 104978

This Indictment was presented by the aforesaid Grand Jury, and filed by me, in open Court, this 2nd day of July, 2025.

LAURA E. ROTH
CLERK OF THE CIRCUIT COURT
SEVENTH JUDICIAL CIRCUIT

BY:



DEPUTY CLERK