



EXHIBIT 2

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

KATHY JENNINGS,

Plaintiff,

v.

KEANDRA RAY, KRISTINA KELLY,
and their unknown associates with them
on August 29 and September 3, 2021

Defendants.

C.A. No. _____

VERIFIED COMPLAINT FOR INJUNCTIVE RELIEF

Kathy Jennings, Attorney General for the State of Delaware, by her undersigned counsel, files this Verified Complaint against Defendants Keandra Ray, Kristina Kelly, and their associates (jointly "Defendants") as follows:

Introduction

1. The Attorney General brings this Verified Amended Complaint seeking preliminary and permanent injunctive relief against Defendants.

The Parties

2. Plaintiff is the chief legal officer of the Delaware Department of Justice. The Delaware Department of Justice, created pursuant to 29 *Del. C.* § 2501, *et seq.*, is located at 820 N. French Street, Wilmington, Delaware.
3. Upon information and belief Keandra Ray, Kristina Kelly, and their associates are citizens of the state of Delaware.

Jurisdiction and Venue

4. The Court has subject matter jurisdiction under 10 *Del. C.* §§ 341 and 342, including without limitation that Plaintiff lacks an adequate remedy at law under Chapter 65 of Title 10 of the Delaware Code.
5. The Court has personal jurisdiction over Defendants as they are citizens of Delaware and reside within the geographic jurisdiction of this Court, and personally engaged in the actions alleged herein are prohibited within the State of Delaware.

Facts

6. On August 29, 2021 at approximately 11:30 AM, Defendants Keandra McDole Ray, Kristina Kelly, along with at least two of their associates, were outside the residence of Mr. Mark Denney, Deputy Attorney General, yelling and honking their vehicles' horns. Exhibit A (Police Report of August 29, 2021).
7. The New Castle County Police Department reported to Mr. Denney's home on this date, shortly after they were contacted. *Id.*
8. Upon arrival, New Castle County Policy vehicles were positioned at either end of the street where Mr. Denney resides, and the Defendants were observed yelling and utilizing a bull horn.
9. Defendants advised law enforcement on August 29, 2021 that they intended to "harass neighbors in an attempt to cause as much of a disturbance" as

possible. *Id.*

10. Law enforcement officers observed Defendants operating their vehicles while appearing to use their phones to video Mr. Denney's residence. *Id.*
11. Once police vehicles were in place at either end of his street, Mr. Denney was able to leave his home with his children, and the Defendants soon dispersed. *Id.*
12. At approximately 4:45 PM that same day, Defendants McDole Ray and Kelly returned to Mr. Denney's home with an associate. *Id.*
13. At the time of the second gathering, the Defendants and their associates parked their vehicles in front of Mr. Denney's home, on both sides of the street, and were gathered directly in front of his home. *Id.*
14. At approximately 5:30 PM that day, one of the Defendants was observed by officers as driving by Mr. Denney's home. *Id.*
15. On the afternoon of Friday, September 3, 2021, the Defendants returned to Mr. Denney's home.¹
16. On September 3, 2021, the Defendants again livestreamed their activities.
17. On the September 3, 2021 livestream video, the Defendants may be observed using a bullhorn, a siren, and shouting repeatedly toward Mr. Denney's home "we're back, Mark "do your job!" They are further observed noting they are

¹ <https://www.facebook.com/kristina.kelly.142/videos/3838294019605787> [last accessed by undersigned counsel September 5, 2021]

scaring Mr. Denney's neighbors, and discussing an elected official who called them and politely requested they abstain from engaging in this behavior at Mr. Denney's house.

18. On this occasion the Defendants walked up onto Mr. Denney's front yard, placing signs and taking photographs of themselves. Exhibit B.
19. Defendants have acknowledged, on livestreamed video, that they have been contacted by several intermediaries, including elected officials and attorneys, urging them to cease this harassing behavior in front of Mr. Denney's home.

The Attorney General is Entitled to Injunctive Relief Imposing Reasonable Time, Place, and Manner Restrictions on Protests Outside Deputy Attorney General Personal Residences

20. The Attorney General incorporates the foregoing allegations by reference as if set forth fully herein.
21. Despite the efforts of the Plaintiff and others, Defendants have persisted in their targeted harassment of Mr. Denney at his home, and have indicated their intent to harass Mr. Denney's elderly parents at their home.
22. Monetary damages are insufficient, leaving Plaintiff with no other adequate remedy at law. *See McCambridge v. Bishop*, 2009 WL 3068915, at *3 (Del. Super. Sept. 23, 2009), at *3 (citing *Harris v. Hopkins*, Del. Super., C.A. No. 06C-08-031 (RFS), *8 (Order of December 8, 2006) (although a criminal statute outlaws harassment, that statute does not provide a basis for a civil

damages.)

23. This matter is ripe for judicial determination.

WHEREFORE, the Attorney General respectfully requests judgment be entered against Defendants as follows:

- 1) The entry of a temporary restraining order that Defendants:
 - a) are prohibited at all times and on all days from picketing in any form within 300 feet of the property line of any home owned or occupied by Mr. Denney or any member of his family; and
 - b) must notify the New Castle County Police Department at least twenty-four hours prior to any intended instance of picketing outside of Mr. Denney's home as to the number of picketers and of the time and duration of the intended picketing;
- 2) The entry of a permanent injunction with these same restrictions;
- 3) An order expediting proceedings in advance of a preliminary injunction hearing to take place in roughly ninety days.
- 4) Awarding Plaintiff attorneys' fees and associated costs; and
- 5) Awarding Plaintiff such other and further relief as the Court deems appropriate.

**STATE OF DELAWARE
DEPARTMENT OF JUSTICE**

/s/ Patricia A. Davis

Patricia A. Davis (#3857)

Deputy Attorney General

820 N. French Street, 6th Floor

Wilmington, DE 19801

(302) 577-8400

PatriciaA.Davis@delaware.gov

DATED: September 5, 2021