

SUPPLEMENTAL INFORMATION PURSUANT TO RULE 3(A)
OF THE RULES OF THE COURT OF CHANCERY

EFiled: May 15 2017 11:50AM EDT
Transaction ID 60584132
Case No. 2017-0369-



The information contained herein is for the use by the Court for statistical and administrative purposes only. Nothing stated herein shall be deemed an admission by or binding upon any party.

1. Caption of Case: **PENNY J. NICKERSON, Plaintiff, v. TOWN OF MILTON, Defendant.**

2. Date Filed: **May 15, 2017**

3. Name and address of counsel for plaintiff(s):

**Richard H. Morse (#531)
Ryan Tack-Hooper (#6209)
ACLU Foundation of Delaware
100 W. 10th Street, Suite 706
Wilmington, DE 19801
(302) 654-5326**

4. Short statement and nature of claim asserted: **Defendant is violating the First Amendment of the U.S. Constitution and Del. Const., Art. I, §5 by preventing her from displaying signs on her property because of the messages expressed in the signs.**

5. Substantive field of law involved (check one):

<input type="checkbox"/> Administrative law	<input type="checkbox"/> Labor law	<input type="checkbox"/> Trusts, Wills and Estates
<input type="checkbox"/> Commercial law	<input type="checkbox"/> Real Property	<input type="checkbox"/> Consent Trust Petitions
<input checked="" type="checkbox"/> Constitutional law	<input type="checkbox"/> 348 Deed Restriction	<input type="checkbox"/> Partition
<input type="checkbox"/> Corporation law	<input type="checkbox"/> Zoning	<input type="checkbox"/> Rapid Arbitration (Rules 96,97)
<input type="checkbox"/> Trade secrets/trade mark/or other intellectual property	<input type="checkbox"/> Other	

6. Related cases, including any Register of Wills matters (this requires copies of all documents in this matter to be filed with the Register of Wills): **None**

7. Basis of court's jurisdiction (including the citation of any statute(s) conferring jurisdiction): **10 Del. C. 341**

8. If the complaint seeks preliminary equitable relief, state the specific preliminary relief sought: **Enjoining Defendant from displaying the signs it directed her to not to display, or any similar signs, pending a final order of this Court.**

9. If the complaint seeks a TRO, summary proceedings, a Preliminary Injunction, or Expedited Proceedings, check here **X**. (If #9 is checked, a Motion to Expedite must accompany the transaction.)

10. If the complaint is one that in the opinion of counsel should not be assigned to a Master in the first instance, check here and attach a statement of good cause. X

/s/ Richard H. Morse

Richard H. Morse (DSBA No. 531)

STATEMENT OF GOOD CAUSE

The undersigned counsel have reviewed the Verified Complaint and do not believe that this action is suitable for assignment to a Master in Chancery. This is an action to enforce Plaintiff's free speech rights under the First Amendment of the United States Constitution and Del. Const., Article I, §5. Accordingly, it is important that this Court be able to enter a final judgment forthwith. Submitting the case to a Master would potentially add additional layers of litigation before a final judgment is issued. Also, because the case involves constitutional issues, it is important for the development of Delaware law that the case be resolved by an order of this Court.

/s/ Richard H. Morse

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Dated: May 15, 2017