



**IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE**

NATALIE WAY,

Plaintiff,

v.

ROBERT M. COUPE, solely in his  
official capacity as Commissioner of the  
Delaware Department of Correction,

Defendant.

C.A. No.

**VERIFIED COMPLAINT**

1. Plaintiff Natalie Way is the mother and administratrix of the estate of Jason Cunningham.

2. Defendant Robert M. Coupe is the Commissioner of the Delaware Department of Correction ("DOC"). He is responsible for the overall oversight, operation, and administration of Delaware's correctional system.

3. Jason Cunningham was arrested on April 16, 2014 and placed in the custody of DOC on that day.

4. He was in good health when he was placed in DOC custody.

5. On the day he was placed into DOC custody, Mr. Cunningham was put by DOC into in a four point restraint and left unmonitored in a cell. He was

found dead in the cell later that day.

6. His mother and family have attempted unsuccessfully to learn from DOC how he was treated while in DOC custody and the facts leading to his death.

7. DOC counsel has told counsel obtained by his mother and family, who sought to obtain the relevant records, that records will not be disclosed unless they are subpoenaed.

8. As Mr. Cunningham's mother and administratrix, Plaintiff is entitled to know everything that happened to him while he was in DOC custody and why he died. She is filing this suit to be able to compel DOC to disclose all relevant information.

WHEREFORE, Plaintiffs request this Court to order DOC to provide to Plaintiff all information in its possession, custody and control relating to Jason Cunningham and to grant such other relief as the Court finds just and proper.

/s/ Richard H. Morse

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