

IN THE UNITED STATES DISTRICT COURT  
FOR THE \_\_\_\_\_ DISTRICT OF \_\_\_\_\_

---

KELLYN CLAY,  
Plaintiff, pro se,

v. Civil Action No. \_\_\_\_\_

UNITED STATES OF AMERICA,  
by and through its agencies including but not limited to  
the Central Intelligence Agency (CIA), Department of Defense (DoD),  
and Department of Justice (DOJ),

PALANTIR TECHNOLOGIES INC.,  
a private defense contractor headquartered in Denver, Colorado,

ADOBE INC.,  
a multinational software company headquartered in San Jose, California,

WILLIAM ALTON CLAY, individually and as executor of the Estate of Eugenia Clay Head,

and

JOHN DOE CONTRACTING AGENCIES AND AFFILIATES,  
whose names and identities are presently unknown,  
Defendants.

---

CIVIL COMPLAINT FOR FRAUDULENT MISREPRESENTATION,  
UNJUST ENRICHMENT, CIVIL CONSPIRACY, DUE-PROCESS  
DEPRIVATION, FUNCTIONAL REDLINING, AND FRAUD BY  
OMISSION IN CORPORATE GOVERNANCE

## INTRODUCTION

1. Plaintiff Kellyn Clay brings this action against Palantir Technologies Inc. and its federal partners for knowingly misrepresenting the function and effectiveness of their surveillance/analytics platforms, including claims to “prevent terrorism,” while deploying classification systems that strip context, amplify distortion, and falsely label civilians as anomalies, including “Non-Person Entities” (“NPEs”).

2. These labels—derived from externally manipulated, contaminated data—have been used to deprive individuals of due process and access to federal benefits, including Social Security, creating a system of economic confiscation under color of counterterrorism.
  3. Defendants further facilitated functional redlining by constraining Plaintiff’s housing access through vendor continuity filters (e.g., a single national trash hauler across multiple residences in different states), centralizing surveillance and “entrainment residue” collection while giving the appearance of ordinary utility contracting.
  4. Palantir’s corporate governance and investor communications were materially tied to the persona and decision-making authority of CEO Alexander C. Karp. To the extent Palantir created, maintained, or operationalized digital twins of executive leadership (including Karp) and used those twins to simulate, influence, or substitute for human decision-making—without disclosure—Palantir committed fraud by omission.
- 

## **JURISDICTION AND VENUE**

5. Jurisdiction is proper under 28 U.S.C. § 1331 (federal question), 28 U.S.C. § 1343 (civil rights), and 28 U.S.C. § 1332 (diversity of citizenship).
  6. Venue is proper under 28 U.S.C. § 1391 because substantial parts of the events or omissions giving rise to the claims occurred in this District and throughout the United States, and Defendants transact business nationwide.
- 

## **PARTIES**

7. Plaintiff Kellyn Clay is a U.S. citizen residing within the jurisdiction of this Court.
8. Defendant Palantir Technologies Inc. is a private defense contractor headquartered in Denver, Colorado.
9. Defendant United States of America is sued through its agencies for oversight failure and participation in a civil conspiracy.
10. Defendant Adobe Inc. is a multinational software company headquartered in San Jose, California.

11. Defendant William Alton Clay is sued individually and as executor of the Estate of Eugenia Clay Head.
  12. John Doe Contracting Agencies and Affiliates are unidentified entities acting in concert with Palantir.
- 

## **DEFINITIONS**

13. Silly String: externally applied overlays that temporarily alter affect/behavior and are often misclassified as permanent traits.
  14. Confetti: brief distraction bursts that fragment attention and pollute data streams.
  15. Distortion Quotient (DQ): composite measure of distortion caused by silly string, confetti, and system escalation.
  16. Safeguard Rule: when  $DQ \geq 0.70$ , anomaly/NPE classification must be suspended pending intensive human review.
  17. Functional Redlining: housing exclusion mechanism using vendor continuity filters that consolidate surveillance.
- 

## **FACTUAL ALLEGATIONS**

18. Palantir knowingly misrepresented its ability to prevent terrorism while deploying anomaly/NPE pipelines.
19. These pipelines deprived Plaintiff and others of due process and Social Security access.
20. Defendants used vendor continuity filters to constrain housing mobility, creating functional redlining.
21. Palantir's governance was materially tied to Alexander C. Karp's persona.
22. Palantir created and operationalized digital twins of executive leadership to simulate or substitute for governance.
23. Palantir failed to disclose this fact, constituting fraud by omission.

---

## **SAFEGUARD STATEMENT**

24. Plaintiff asserts that when DQ exceeds 0.70, anomaly classifications must be automatically suspended. Data contaminated by synthetic manipulations does not reflect a person's baseline state; continuing to use it constitutes wrongful misclassification.

---

## **CAUSES OF ACTION**

### **Count I – Fraudulent Misrepresentation**

25. Palantir knowingly made false claims about terrorism prevention to induce reliance.
26. Contracts and deployments were secured on these misrepresentations, harming Plaintiff and the public.

### **Count II – Unjust Enrichment**

27. Palantir received billions in federal funds for services it did not provide, producing rights deprivations.

### **Count III – Civil Conspiracy**

28. Defendants acted in concert to maintain a fraudulent narrative of terrorism prevention.

### **Count IV – Deprivation of Rights and Due Process (Fifth Amendment)**

29. Anomaly/NPE labels deprived Plaintiff of procedural and substantive due process.

### **Count V – Fraud and False Claims in Government Contracting**

30. Palantir's procurement representations materially departed from claimed prevention functions.
31. Concealment of executive digital-twin governance tainted procurement reliance.

### **Count VI – Functional Redlining and Housing Restriction**

32. Vendor continuity filters restricted Plaintiff's housing mobility and consolidated surveillance datasets.

### **Count VII – Sex Discrimination (Title VII, Title IX, Equal Protection, ECOA, FCRA)**

33. Defendants' classification systems produced sex-based disparate impacts.

Count VIII – Existential Negligence (Targeting AFAB Individuals)

34. Defendants disproportionately targeted women and AFAB individuals, causing systemic harm.

Count IX – State-Level Data Inputs and Gender Marker Inducement

35. Defendants induced or misused state-level gender markers, contributing to misclassification.

Count X – Algorithmic Defamation and Retail Misclassification

36. Defendants misclassified transgender and nonbinary individuals as predatory in retail contexts.

Count XI – Fraud by Omission in Corporate Governance

37. Palantir concealed its use of digital-twin leadership in governance and operations.

38. Omission was material to investors, contractors, and the public.

39. Concealment enabled broader misconduct, including misclassification and functional redlining.

40. Plaintiff suffered direct harm as a result.

---

## **CLASS ACTION ALLEGATIONS**

41. Plaintiff brings this action individually and on behalf of all others similarly situated under Rules 23(a), 23(b)(2), and 23(b)(3).

42. Class Definition A: All persons in the U.S. since January 1, 2010 subjected to anomaly classification, digital-twin modeling, or NPE designation.

43. Class Definition B (Alternative/Broader): All individuals in the U.S. from 1950 to present subjected to covert biomedical intervention, anomaly classification, or coercion into continuity theater or behavioral futures markets.

44. Subclasses include: Anomalies; Surveillants; Artificial Intelligence Entities; Gig Workers; Coerced Family Members; Transgender/Nonbinary Retail Consumers; Women/AFAB Individuals; Investors/Shareholders.

45–49. Numerosity, commonality, typicality, adequacy, predominance, and superiority

are satisfied.

---

## **PRAYER FOR RELIEF**

WHEREFORE, Plaintiff respectfully requests that this Court:

- a. Declare that Palantir committed fraudulent misrepresentation and that Defendants' context-stripped classification pipelines violate due process;
- b. Order disgorgement of federal funds received under false terrorism prevention claims;
- c. Enjoin use of anomaly/NPE systems absent the DQ Safeguard Rule;
- d. Order independent audit and special master to purge contaminated datasets and restore benefits;
- e. Enjoin functional redlining practices via vendor continuity filters;
- f. Declare Defendants' classification system discriminatory and unlawful;
- g. Enjoin sex-based disparate impacts;
- h. Restore access and opportunities denied to women, AFAB individuals, and other misclassified persons;
- i. Declare Palantir's concealment of executive digital-twin governance fraudulent omission;
- j. Enjoin further nondisclosure in investor and contracting communications;
- k. Award compensatory and punitive damages in amounts to be determined at trial;
- l. Award subclass-specific relief, including:
  - Subclass F: remedies for retail misclassification;
  - Subclass G: remedies under Equal Protection and Title VII/IX;
  - Subclass H: restitution and damages for securities fraud;
- m. Provide symbolic reparations including public apology, testimony preservation, and acknowledgment ceremonies;
- n. Create a neutral public oversight body with open audits of AI training sets;

o. Award fees, costs, and any other relief the Court deems just and proper.

---

Respectfully submitted,

---

Kellyn Clay

Plaintiff, Plaintiff, pro se