Electronically Submitted on 09/2/26 10:51 AM

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF IMPERIAL

IMPERIAL VALLEY COMPUTER MANUFACTURING, LLC a California limited liability company; Petitioner, vs. COUNTY OF IMPERIAL, a general law county, and IMPERIAL COUNTY BOARD OF SUPERVISORS, Respondents,	Case No: ECU004800 Judge: Honorable Jeffrey B. Jones Dept. 5 ~~[PROPOSED]~~ **PEREMPTORY WRIT OF MANDATE** (Code Civ. Proc. §§ 1085, 1095, 1097) Hearing: July 28, 2026 Tentative Decision: August 21, 2026

PEREMPTORY WRIT OF MANDATE

TO: RESPONDENTS COUNTY OF IMPERIAL AND IMPERIAL COUNTY BOARD OF SUPERVISORS:

WHEREAS, on ~~August~~ September 4 AJ, 2026, this Court entered Judgment in the above-entitled action granting the Verified Petition for Writ of Mandate and Declaratory Relief and the Supplemental Verified Petition for Writ of Mandate and Declaratory Relief of Petitioner Imperial Valley Computer Manufacturing, LLC, and ordering that a peremptory writ of mandate issue; and

WHEREAS, this Court determined that Ordinance No. 1616, "An Urgency Interim Ordinance Pursuant to Government Code Section 65858 Adopting a Moratorium on the Approval of Data Center Facilities in the Unincorporated Area in the County of Imperial", adopted by the Imperial County Board of Supervisors on June 16, 2026, and Ordinance No. 1618, "An Urgency Interim Ordinance Pursuant to Government Code Section 65858 Extending a Moratorium on the Approval of Data Center Facilities in the Unincorporated Area in the County of Imperial", adopted by the Imperial County Board of Supervisors on July 14, 2026, were adopted without the legislative findings required by Government Code section 65858, subdivision (c), and are invalid and unenforceable;

NOW, THEREFORE, YOU ARE HEREBY COMMANDED, immediately upon service of this Writ, as follows:

1. To set aside Ordinance No. 1616, adopted June 16, 2026, and Ordinance No. 1618, adopted July 14, 2026;

2. To cease enforcement of Ordinance No. 1616 and Ordinance No. 1618, and to refrain from applying or enforcing either ordinance, or any moratorium imposed thereunder, as a basis for withholding, suspending, or refusing to accept, process, review, approve, or issue any permit or entitlement for Data Center Facilities in the unincorporated area of the County of Imperial; and

3. To file a return to this Writ with the Clerk of this Court, and serve a copy on counsel for Petitioner, within thirty (30) days after service of this Writ upon you, setting forth the actions you have taken to comply with this Writ.

Nothing in this Writ determines which zoning laws or regulations otherwise govern Petitioner's applications, or directs Respondents to process Petitioner's applications in any particular manner.

This Court retains jurisdiction over the parties and this matter to enforce this Writ and to make any further orders necessary and proper for its complete enforcement. (Code Civ. Proc., § 1097.)

WITNESS the Honorable Jeffrey B. Jones, Judge of the Superior Court of the State of California, County of Imperial, and the seal of this Court.

Dated: September 11, 2026

CLERK OF THE SUPERIOR COURT

By: _____ A. Jantz
Deputy Clerk

(SEAL)