

FILED
SUPERIOR COURT
COUNTY OF LAKE

SEP 04 2025

Krista D. LeVier

BY

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KOI NATION OF NORTHERN CALIFORNIA

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10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF LAKE

12 KOI NATION OF NORTHERN
CALIFORNIA,

13 Petitioner and Plaintiff,

14 v.

15 CITY OF CLEARLAKE, a California
municipal corporation; CITY OF
16 CLEARLAKE CITY COUNCIL; and DOES 1
through 100, inclusive,

17 Respondents and Defendants.

18 MATT PATEL; and MLI ASSOCIATES,
19 LLC, a California limited liability company,
also known as MLI ASSOCIATES INC.,

20 Real Parties in Interest.
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Case No. CV 423786

~~[PROPOSED]~~ PEREMPTORY WRIT
OF MANDATE

[Pub. Resources Code § 21168; Code Civ.
Proc. §§ 1060 & 1094.5]

Filed: March 3, 2023
Trial: October 20, 2023

22 Judgment having been entered in this proceeding ordering the issuance of a Peremptory Writ
23 of Mandate,

24 IT IS HEREBY ORDERED, immediately upon service of Writ, that Respondent City of
25 Clearlake shall:
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1. Set aside its adoption of the Mitigated Negative Declaration prepared in connection with the 18th Avenue Extension and Hotel Project (SCH No. 2022100562), and all related Project approvals.
2. To the extent the City goes forward with the Project, the City must comply with CEQA's requirements, including the requirements for formal notification to those California Native American tribes affiliated with the area that have requested notification and consultation with tribes that request consultation in response to notification; and any consultation must be meaningful and conducted in a way that is mutually respectful of each party's sovereignty and should be documented in sufficient detail to permit both informed public participation and informed decisionmaking, as further described by the First District Court of Appeal.
3. File a return to this writ no later than sixty (60) days after service of this writ confirming the City has taken the steps set forth in Paragraph 1 herein. Petitioner shall have twenty (20) days from the date the return to the writ of mandate is served on Petitioner to file any objections.

This Court retains jurisdiction pursuant to Public Resources Code section 21168.9, subdivision (b), including over the return to the writ and to issue any orders necessary to ensure compliance with this Writ and the Judgment.

Krista D. LeVier

Dated: SEP 04 2025


Clerk of the Superior Court



PROOF OF SERVICE

I am a citizen of the United States and a resident of the County of Lake. I am over the age of 18 years and not a party to, or interested in, the within entitled action. My business address is 255 North Forbes Street, Lakeport, CA 95453.

On *September 5, 2025*, I served a true and correct copy of the attached document by placing such envelope(s) with postage thereon fully prepaid in the designated area for outgoing mail in accordance with this office's practice, whereby the mail is deposited in a U.S. mailbox in the city of Lakeport, California 95453.

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DATED: September 5, 2025

Luanne Hayes
Confidential Judicial Assistant