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ATTORNEY & COUNSELOR AT LAW  
112 NORTH COURT STREET  
GEORGETOWN, KY 40324-1702

**RECEIVED**  
**APR 24 2026**  
**PUBLIC SERVICE**  
**COMMISSION**

April 24, 2026

Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, Kentucky 40601

RE: RKP Hospitality, LLC, Georgetown, KY

RE: RKP Hospitality, LLC vs Bluegrass Water Utility Co., LLC (Bluegrass Water)  
Kentucky Public Service Commission 2026-00105  
Request for Expedited Interim Relief  
Reconnection of Sanitary Sewer Service

Dear Commission Staff:

Enclosed please find a Formal Complaint and Motion for Expedited Interim Relief filed on behalf of RKP Hospitality, LLC regarding the disconnection and termination of sanitary sewer service by Bluegrass Water Utility Operating Company, LLC.

This matter is urgent. The disconnection of sewer service has resulted in imminent operational shutdown of a hotel facility, presents public health concerns, and threatens loss of employment and certain business failure.

RKP Hospitality, LLC is willing and has offered to pay for service since the current owner assumed operational control from the former controlling member, who not only failed to pay this and other debts, but also failed to disclose and misrepresented the outstanding debts to Bluegrass Water. Complainant has also communicated an attempt to set up a formal account in the name of the current operating party, and meet and negotiate a plan for repayment of prior service used, after an opportunity to review and/or audit the substantial balance that Bluegrass Water claims is owed. This dispute concerns the lack of proper billing, lack of notice, by the utility as well as the failure of responsibility for arrearages due under the operation of the hotel property prior to the acquisition by the present owner. Poor operation and mismanagement by the previous owner/operator of the existing hotel operation is the reason the amount claim due is so high and fraud and misrepresentation by the previous owner/operator is the reason the new owner/operator was unaware of the amount claimed due prior to assuming sole ownership and control in October of 2025.

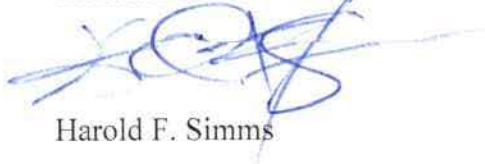
Kentucky Public Service Commission  
April 24, 2026  
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RKP Hospitality, LLC, the Complainant in the above styled matter respectfully request immediate intervention and review by the Public Service Commission to review and order interim relief directing restoration of service pending resolution of the underlying billing dispute.

Please note that during the informal complaint process by Complainant and Bluegrass Water, the response by Bluegrass Water only refers to the party operating the hotel for the entire time they claim the account is past due, as "Mr. Patel", as if there has been only one owner/operator the entire time the account has been past due. The current owner/operator is named Kishan Patel and the previous owner/operator is named Rushil Patel, and they are not related. Copies of transactional documents verifying the change in ownership/operation was provided to Bluegrass Water, who persists in the misleading implication that there is only one "Mr. Patel."

Respectfully,

**HAROLD F. SIMMS, ATTORNEY**



Harold F. Simms

Cc: Kishan Patel

**COMMONWEALTH OF KENTUCKY**

**BEFORE THE KENTUCKY PUBLIC SERVICE COMMISSION  
CASE NO. 2026-00105**

**AMENDED COMPLAINT AND MOTION FOR EXPEDITED INTERIM RELIEF**

**RKP HOSPITALITY, LLC,**

a Kentucky limited liability company,

COMPLAINANT

v.

**BLUEGRASS WATER UTILITY OPERATING COMPANY, LLC,**

a Kentucky limited liability company,

RESPONDENT

Serve: CT Corporation System\* Registered Agent  
306 W. Main Street, Suite 512  
Frankfort, KY 40601

This Amended Complaint is filed on behalf of the Complainant, and supersedes and replaces the original Complaint filed herein by Kishan Patel, the sole member of and on behalf of RKP HOSPITALITY, LLC, a Kentucky limited liability company.

**I. PARTIES**

1. Complainant, RKP Hospitality, LLC (“RKP”), is a Kentucky limited liability company operating a hotel business located at: 385 Cherry Blossom Way, Georgetown, KY.

2. Respondent, Bluegrass Water Utility Operating Company, LLC (“Bluegrass Water”), is a utility regulated by the Kentucky Public Service Commission and provides sanitary sewer service in Kentucky, with a principal office address at 1630 Des Peres Road, Suite 140, St. Louis MO 63131. The registered agent for Bluegrass Water is CT Corporation System, 306 W. Main Street, Ste. 512, Frankfort, KY 40601.

**II. JURISDICTION**

This matter arises under KRS Chapter 278 and applicable regulations of the Kentucky Public Service Commission, including 807 KAR 5:006, governing termination of utility service.

### III. FACTUAL BACKGROUND

3. On or about October 2025, the current owner acquired controlling interest in RKP Hospitality, LLC and assumed operational control of the hotel business.
4. Prior to the transfer of control, the prior controlling member had mismanaged the business, including failure to disclose outstanding utility liabilities.
5. The substantial past-due sewer service balance now alleged by Bluegrass Water, exceeding approximately \$150,000.00, was not disclosed during due diligence.
6. Since assuming control, RKP has no record of receiving any bill, invoice, or statement from Bluegrass Water.
7. The current owner reasonably believed sewer service charges were included with water service billing.

### IV. FIRST DISCONNECTION WITHOUT NOTICE

8. In early April 2026, Bluegrass Water disconnected sanitary sewer service without any prior written notice.
9. The disconnection created immediate public health concern and threatened hotel operations.
10. Upon contacting Bluegrass Water, RKP first learned of this utility account and the alleged arrearage.
11. Service was restored after acknowledgment that the initial disconnection occurred without required notice.

### V. GOOD FAITH EFFORTS TO RESOLVE

12. RKP attempted to resolve the matter in good faith, including offering to pay all charges from October 2025 forward and requesting account statements and other

information about such a substantial and long overdue arrearage.

13. Bluegrass Water refused to provide billing details or accept partial payment, offer a payment plan, asserting ownership verification issues.

14. Alternative payment attempts were rejected.

#### VI. SECOND DISCONNECTION AND NOTICE

15. After the service had been restored, Complainant received a written notice of pending disconnection unless an outstanding balance exceeding \$150,000.00 was paid before disconnection.

16. Despite ongoing efforts to resolve the dispute, service was disconnected a second time.

#### VII. INFORMAL COMPLAINT

17. RKP filed an informal complaint with the Kentucky Public Service Commission.

18. Bluegrass Water disputed the change in ownership.

19. No resolution has been reached.

#### VIII. HARM AND PUBLIC INTEREST

20. Loss of sewer service creates immediate public health concerns and forces cessation of hotel operations.

21. The disconnection threatens loss of employment and business closure.

#### IX. REQUEST FOR EXPEDITED RELIEF

RKP respectfully requests that the Commission:

A. Order immediate reconnection of service pending resolution;

B. Permit payment of undisputed charges from October 2025 forward;

- C. Require full accounting of charges;
- D. Address allocation of pre-October 2025 charges;
- E. Grant any other appropriate relief.

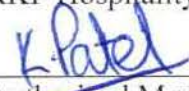


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 502-863-3383 (fax)  
[harold@hfsimmslaw.com](mailto:harold@hfsimmslaw.com)  
 Counsel for RKP Hospitality, LLC

VERIFICATION

I certify that the foregoing is true and correct to the best of my knowledge and belief.

RKP Hospitality, LLC, a Kentucky limited liability company.

  
 \_\_\_\_\_  
 Authorized Member

4/24/26  
 \_\_\_\_\_  
 DATE

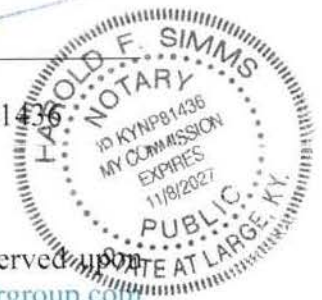
COMMONWEALTH OF KENTUCKY  
 COUNTY OF SCOTT

Subscribed, sworn and acknowledged before me a Notary Public, this 24th day of April 2026 by Kishan Patel, known to me to be the authorized member of RKP Hospitality, LLC, a Kentucky limited liability company.



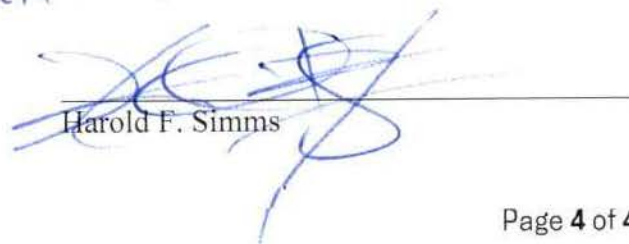
Notary Public  
 Commission No.: KYNP81436

Commission Expires: 11/08/2027



CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this filing has been served upon Bluegrass Water Utility Operating Company, LLC by email to [ccarter@cswrgroup.com](mailto:ccarter@cswrgroup.com) and [support@bluegrasswateruoc.com](mailto:support@bluegrasswateruoc.com) and by certified mail to CT Corporation System, Registered Agent at 306 W. Main Street, Suite 512, Frankfort, KY 40601, and to Edward T. Depp, Counsel for Bluegrass Water at 101 S. 5<sup>th</sup> Street, Suite 2500, Louisville, KY 40202 and to [tip.depp@dinsmore.com](mailto:tip.depp@dinsmore.com) on this 24th day of April 2026.

  
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 Harold F. Simms