



Standardbred Official Ruling

Ruling Number 1897525

Licence No.: HPR9933

Date: October 3, 2022

**IN THE MATTER OF THE *HORSE RACING LICENCE ACT, 2015*,
S.O. 2015, c.38, Sched. 9;
AND IN THE MATTER OF DAVID K FREY**

On May 17, 2022, the standardbred horse "TERO" (tattoo number #0K138) finished second (2nd) in the eighth (8th) race at Western Fair Raceway. TERO is trained by DAVID FREY "FREY".

On May 24, 2022, Racing Forensics Inc. reported that the blood sample with Test Tag number 492213715, contained TC02 with a value measured at 37.0 mmol/L.

TAKE NOTICE that based on the above, FREY is found to be in violation of 22.38(a), 26.02.01, 26.02.02 and 26.02.03 (d)(e) of the Rules of Standardbred Racing.

In accordance with Rules 6.04 and 22.38.06 of the Rules of Standardbred Racing, Policy Directive 1-2018, FREY is hereby fully suspended for ninety (90) days (October 18, 2022 to January 15, 2023 inclusive) and issued a monetary penalty of five thousand dollars (\$5,000) dollars.

FURTHER TAKE NOTICE that FREY admitted to administering 25 cc's of Class 3 substance Mannitol, approximately 7 hours prior to the race on May 17, 2022.

FURTHER TAKE NOTICE that based on the above FREY is found to be in violation of Rule 6.53 (a) of the Rules of Standardbred Racing.

In accordance with Rule 6.04, FREY is hereby fully suspended for a further thirty (30) days (January 16, 2023 – February 14, 2023 inclusive) and issued a further monetary penalty of two thousand (\$2000) dollars.

AND FURTHER TAKE NOTICE that FREY has had a previous positive test.

TAKE NOTICE that as a result of the breach of rule 22.38(a) all horses owned in whole or in part are suspended and are not eligible to race during the suspension period. All horses may with the consent of the AGCO Racing Officials be released to another trainer in accordance with Rules 6.13.01 and 26.08. All purse monies shall be returned for redistribution. In accordance with Rules 9.13 and 18.08.01, TERO is

hereby declared unplaced for all purposes, with the exception of Pari-Mutuel Wagering. The revised order of finish for Race 8 at Western Fair Raceway on May 17, 2022 is as follows:

1 st	#8	Little Willy
2 nd	#1	Golden Sand
3 rd	#6	Print Media
4 th	#5	Sir Pugsley
5 th	#9	Rolling Rock
6 th	#3	Joe King
7 th	#2	Mach Art In Motion
	#4	TERO - disqualified

The following terms are added to FREY license: two years of probation commencing (February 15, 2023 to February 14, 2025, inclusive), pursuant to Rule 6.04 of the Rules of Standardbred Racing and Policy Directive No. 3-2008.

1. The Licensee is required to complete the AGCO Equine Medication Use and Awareness Program before reinstatement;
2. The Licensee shall keep the peace and be of good behaviour;
3. The Licensee may be subject to a Notice of Proposed Order in addition to any penalty imposed by the AGCO Race Officials for any breach of the terms of their license.

BY ORDER OF



Brent Stone
Director, Regulatory Compliance Branch