

**These charges are only allegations which  
may be contested by the licensee in an  
Administrative hearing.**

IN THE MATTER

OF

MARK H. NOVAK, R.P.A.

STATEMENT  
OF  
CHARGES

MARK H. NOVAK, R.P.A., the Respondent, was authorized to practice as a physician assistant in New York State on or about September 22, 1989, by the issuance of license number 003852 by the New York State Education Department.

**FACTUAL ALLEGATIONS**

A. On or about June 4, 2010 in Auburn City Court, Cayuga County, New York, Respondent was convicted, pursuant to a guilty plea, of aggravated driving while intoxicated, a misdemeanor, in violation of section 1192(2-a)(a) of the New York State Vehicle and Traffic Law. Respondent was sentenced to one year's incarceration, three years' probation with an interlock device, his driver's license was revoked for a period of one year, and he was made to pay \$1,000 as a fine and/or fee.

B. On or about September 8, 2010 in Camillus Town Court, Onondaga County, New York, Respondent was convicted, pursuant to a guilty plea, of aggravated driving while intoxicated, a misdemeanor, in violation of section 1192(2-a)(a) of the New York State Vehicle and Traffic Law. Respondent was sentenced to three years' probation with an interlock device, his driver's license was revoked for a period of six months, and he was made to pay \$1,000 as a fine and/or fee.

**FIRST AND SECOND SPECIFICATIONS**  
**CRIMINAL CONVICTION (N.Y.S.)**

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(9)(a)(i) by having been convicted of committing an act constituting a crime under New York state law as alleged in the facts of the following:

1. The facts in Paragraph A.
2. The facts in Paragraph B.

DATE: November 10, 2015  
Albany, New York



**MICHAEL A. HISER**  
Deputy Counsel  
Bureau of Professional Medical Conduct