

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

NEW YORK STATE DEPARTMENT OF HEALTH
STATE BOARD FOR PROFESSIONAL MEDICAL CONDUCT

IN THE MATTER

OF

DAVID NEWMAN, M.D.

STATEMENT

OF

CHARGES

DAVID NEWMAN. was authorized to practice medicine in New York State on or about May 13, 2002, by the issuance of license number 224749 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about December 13, 2016, in the Supreme Court of the State of New York, County of New York, Respondent was convicted, upon a plea of guilty, of Sexual Abuse in the First Degree, a Class D Felony, in violation of N.Y. Penal Law §130.65, by subjecting Patient A on or about January 12, 2016, to sexual contact when she was incapable of consent by being physically helpless, and four counts of Sexual Abuse in the Third Degree, a Class B Misdemeanor, in violation of N.Y. Penal Law §130.55, by subjecting Patients A-D to sexual contact without their consent, on or about August 27, 2015; September 22, 2015; and January 12, 2016. The conduct resulting in the guilty plea was that Respondent physically abused, at Mount Sinai Hospital in New York, Patient A by sedating her without any medical justification, masturbating at her bedside and then ejaculating onto her, and physically abused Patients A-D by touching their breasts without any medical justification and for his own sexual gratification. On January 23, 2017, Respondent was sentenced to two years' incarceration to be followed by three years' post-release supervision on the felony charge, concurrent 90-day sentences on the misdemeanor charges, and was adjudicated a sex offender.

SPECIFICATION OF CHARGES
BEING CONVICTED OF COMMITTING AN ACT CONSTITUING A CRIME

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(9)(a)(i) Being convicted of committing an act constituting a crime under New York state law namely N.Y. Penal Law §130.65 and N.Y. Penal Law §130.55 as alleged in the facts of the following:

1. The facts in Paragraph A.

DATE: August 1, 2018
New York, New York



Henry Weintraub
Chief Counsel
Bureau of Professional Medical Conduct