

0844

BOX:

322

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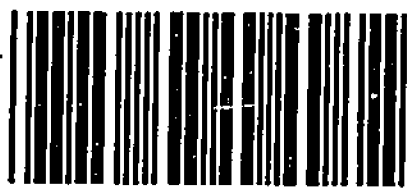
3066

DESCRIPTION:

Xiques, Ramon

DATE:

09/25/88



3066

0845

BOX:

322

FOLDER:

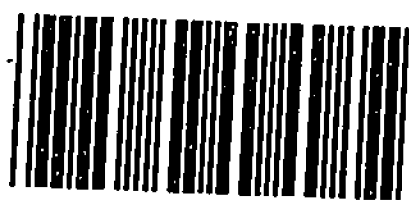
3066

DESCRIPTION:

Cifelli, Antonio

DATE:

09/25/88



3066

POOR QUALITY
ORIGINAL

0046

Witnesses:

An examination of this
case I am satisfied that
a conviction can be
obtained on the evidence
I therefore recommend
that the indictment be
dismissed. S. J. Kelly
Nov 26/88 assistant City

Counsel,

Filed, 25 day of Sep. 1888

Pleas, C. H. L. L. L.

THE PEOPLE,

vs.

Ramon Xiques

Antonio Cipelli

RECEIVING STOLEN GOODS.
(Section 550, Penal Code.)

JOHN R. FELLOWS

Mr. D. W. Post, Jr. District Attorney.

Nov 26 1888 P. 2 Nov 26/88

A True Bill. This indictment dismissed.

Nov 26 1888

J. W. L. L. L.
Foreman.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK,

POLICE COURT,

2nd DISTRICT.

Ernest Hyde Gardner
of No. *104 and 106 Bleeker* Street, being duly sworn, deposes and
says that on the *3rd* day of *August* 188*8*
at the City of New York, in the County of New York,

Ramon Nigues and Antonio Cipelli, both now here, did knowingly and feloniously purchase and receive one hundred two cent United States Postage Stamps, of the value of two dollars, property of Alfred Benjamin and Company, they well knowing at the time that said property was stolen.

That said Ramon is the proprietor of a Segan Store and Barber shop at premises No. 112 Bleeker Street in said City, and said Antonio is a Barber in the employment of said Ramon.

That deponent is Cashier of the said firm of Alfred Benjamin & Co. and saw the said Postage Stamps marked with the letter "A" on the eighth Stamp of the second row of Stamps on the sheet of ~~one~~ one hundred Stamps. That said sheet of Stamps, so marked, was stolen from said firm on said day and sold to said defendants for the sum of one dollar and fifty cents by Edward Walker, now present.

A Colored boy aged 14 years, who was then in the employment of said firm.

That on the same day Robert Grant, an employee of said firm purchased the said sheet of one hundred stamps from the defendant Antonio at the shop of the defendant Ramona at 112 Bleeker Street, and paid said Antonio therefor the sum of two dollars, as he informs deponent.

Deponent therefore prays said defendants may be dealt with as the law directs.

I swear to before me this 9th day of August 1888

J. M. Patterson Police Justice

Police Court District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

188

Magistrate.

Officer.

Witness.

Disposition.

POOR QUALITY
ORIGINAL

0849

Sworn to before me, this
9th day of August 1888
J. M. Patterson
Police Justice,

CITY AND COUNTY }
OF NEW YORK, } ss.

POLICE COURT, 2 DISTRICT.

Edward Walker
of No. 217 West 29th Street, aged 14 years,
occupation Errand Boy being duly sworn deposes and says,
that on the 3rd day of August 1888

at the City of New York, in the County of New York, deponent
took a sheet of one hundred
Postage Stamps from the
Store 104 & 106 Bleeker Street,
the property of Alfred Benjamin
& Co. and sold them for the
sum of one dollar and fifty
cents to the defendants Ransom
Mignis and Antonio Cijelli
both now here, at the Hair
Store and Barber shop at 112
Bleeker Street. Edward Walker

CITY AND COUNTY }
OF NEW YORK, } ss.

Robert Granat

aged 17 years, occupation Clerk of No.

104 & 106 Bleeker Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Ernest Hyde Gardner

and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 9th

day of August 1888

J. M. Patterson
Police Justice.

POOR QUALITY
ORIGINAL

0050

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

2 District Police Court.

Ramon Xigues being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h right to
make a statement in relation to the charge against h; that the statement is designed to
enable h if he see fit to answer the charge and explain the facts alleged against h
that he is at liberty to waive making a statement, and that h waiver cannot be used
against h on the trial.

Question. What is your name?

Answer. *Ramon Xigues*

Question. How old are you?

Answer. *45 years*

Question. Where were you born?

Answer. *Cuba*

Question. Where do you live, and how long have you resided there?

Answer. *262 Bleeker 2 or 3 years*

Question. What is your business or profession?

Answer. *Cigar & Barber*

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer. *I am not guilty*

Ramon Xigues

Taken before me this

day of August 188

M. J. McQuinn

Police Justice.

POOR QUALITY
ORIGINAL

0051

Sec. 193-200.

CITY AND COUNTY } ss.
OF NEW YORK,

2 District Police Court.

Antonio Cinjelli being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h (right to
make a statement in relation to the charge against h (; that the statement is designed to
enable h (if he see fit to answer the charge and explain the facts alleged against h (
that he is at liberty to waive making a statement, and that h (waiver cannot be used
against h (on the trial.

Question. What is your name?

Answer. *Antonio Cinjelli*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *Italy*

Question. Where do you live, and how long have you resided there?

Answer. *47 Cwoy St - 3 or 4 years*

Question. What is your business or profession?

Answer. *Baker*

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer. *I am not guilty*

Antonio Cinjelli

Taken before me this

9

day of

August 1887

W. M. Sullivan

Police Justice.

POOR QUALITY
ORIGINAL

0852

Sec. 192.

2

District Police Court:

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Jacob M. Patterson a Police Justice
of the City of New York, charging Antonia Cipelli Defendant with
the offence of

Receiving Stolen Goods

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We, Antonia Cipelli Defendant of No. 47
Barbosa Street; by occupation a Barber
and Joseph Gallo of No. 14 Marion
Street, by occupation a Broker Surety, hereby jointly and severally undertake that
the above named Antonia Cipelli Defendant
shall personally appear before the said Justice, at the 2nd District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Ten
Hundred Dollars.

Taken and acknowledged before me, this 10th

day August 188 8

J. M. Patterson POLICE JUSTICE.

Antonia Cipelli

Joseph Gallo

POOR QUALITY
ORIGINAL

0853

AND COUNTY } ss.
NEW YORK, }

Sworn to before me, this 10th day of August 1881
District Police Justice

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth Twenty Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts liabilities, and that his property consists of One home and lot

of land known as premises No. 212 West 10th St., in said City, and of the value of seven thousand dollars and no encumbrances

Joseph Gallo

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear during the Examination.

ss.

Taken the day of 1881

Justice.

POOR QUALITY
ORIGINAL

0054

Sept 8 Aug 11 at 10 a.m.

BAILED,
No. 1, by Alfred J. Reiman
Residence 261 Bleecker Street.
No. 2, by Joseph Galle
Residence 14 Madison Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court... 2 District.
1257

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Donald H. Sturman
1049 10th Street N.Y.
Ramon Nigues
Antonio Cijelli
Offence Receiving
Stolen Goods

Dated August 11 188 8

William Magistrate

William Magistrate

C. O.

Witnesses Behnha Mackin

Howe & Co.

Robert Guarnati

No. 1008 1st Street

Case the attached

No. 1

1500

to answer

the 1st Court at 2 o'clock
Aug 11 - 3 p.m.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named

Ramon Nigues and Antonio Cijelli
guilty thereof, I order that they be held to answer the same and they be admitted to bail in the sum of 1500 Hundred Dollars, and Antonio in the sum of \$1000 and be committed to the Warden and Keeper of the City Prison, of the City of New York, until they give such bail.

Dated August 11 188 8 J. M. Plutons Police Justice.

I have admitted the above-named Antonio Cijelli
to bail to answer by the undertaking hereto annexed.

Dated August 11 188 8 J. M. Plutons Police Justice.

I have admitted the above-named Ramon Nigues
to bail to answer by the undertaking hereto annexed.

Dated Aug 12 188 8 J. M. Plutons Police Justice.

Grand Jury Room.

PEOPLE

vs.

Ramon Xiques

+

Antonio Cifelli

I think a good prima facie case is established by the testimony of the small negro, Edward Walker. He took the stamps from his employers & brought them to Xiques's barber shop. He met Xiques the first time when he offered stamps for sale, not the stamps in question. Xiques did business in buying stamps & made the prices for Walker. A letter from Walker's employer who had their place of business directly opposite to Xiques was demanded by the letter & the letter attached with papers which any body can see are not genuine, was offered by Walker, & the stamps were brought, at the agreed price to Xiques.

POOR QUALITY
ORIGINAL

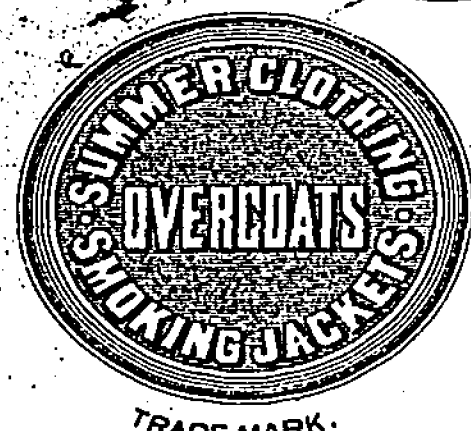
0856

ISAIAH JOSEPHI.
ALBERT F. HOCHSTADTER.

(A)

EUGENE S. BENJAMIN.
DAVID HOCHSTADTER.

JESSE ROSENTHAL. } Specials.
SAMUEL ROSENTHAL. }



ALFRED BENJAMIN & CO.

104 & 106 BLEECKER STREET,
CORNER GREENE ST.

New York. July 21st 1888

Dear Sir Isaiah Josephi

Sent this Boy of nine. When
I sent her to for you Buy ear
Stamps and came back telling me you
are Afraid to Buy the Stamps
off of him then Buy Boy in
the morning you don't want
to Buy the Stamps off of him
come to the Store and Buy
them your self

ALFRED BENJAMIN & CO.

STENOGRAPHER'S MINUTES.

2 District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

E. Hyde Gardner

Ramon Xigues

Antonio Cifelli

BEFORE HON.

Jacob M. Patton

POLICE JUSTICE,

188

APPEARANCES:

For the People,

For the Defence,

W. M. Clelland

188

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<i>Robert Grant</i>		14		
<i>Ramon Xigues</i>		19		

W. L. Arnold

Official Stenographer.

POOR QUALITY
ORIGINAL

0050

2 DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF
E. Hyde Gardner
agst.
Ramon Xique
Antonio Cifelli

Examination had August 10 1888
Before Jacob M. Patton Police Justice.

I, William L. Ormsby, Stenographer of the 2 District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of Edward Walker, Robert Granet, Ramon Xique as taken by me on the above examination before said Justice.

Dated Aug 11 1888

W. L. Ormsby
Stenographer.

Police Justice.

Police Court
Second Dist.

The People vs
E. Hyde Gardner
Ramon ~~X~~ Argues
Antonio Cifelli

Examination Before Justice Patterson
Aug. 10 1888

Edward Walker the corroborating witness
being duly sworn and cross-examined
by Counselor Mc Clelland deposes
and says:-

Q What is your name?

A Edward Walker

Q Do you know what it is to
tell the truth?

A Yes Sir

Q You have taken an oath on the
Bible?

A Yes Sir

Q Suppose you should tell a lie
after being sworn on the Bible
to tell the truth what would

become of you?

A I would go to the bad place

2 When did you first take any stamps to the Xigmes place?

A I could not tell; it was a long time ago.

2 How long ago?

A Some where about this year

2 Don't you know whether it is a month or three months ago?

A Somewhere last month

2 How many times altogether have you taken stamp?

A Three or four times

2 How did you come to take them?

A I asked him to buy stamp

2 Whom did you see when you went in there

A I saw the clerk.

2 Point him out

A (Witness points out Antonio Cifelli the defendant) I did not talk much with him

2 Did you say anything?

A I asked him did he want to buy stamps

Q Well?

A Then he told me he would go and ask his boss

Q when?

A He said he would go and ask his boss the first time.

Q I want to know what he said the first time

A He took them the first time. The next time he went and saw the boss. He took them from me the first time.

Q What conversation took place the first time?

A I asked him did he want to buy stamps. He said Yes He took them. He wanted to know if "it would be all right." I told him "yes."

Q Was that all there was said?

A Yes I told him I would bring him some.

3 Q You went in first without

any stamps?

A Yes.

2 You hadn't any stamps when you first went in?

A Yes.

2 When you first went in you had a conversation?

A Yes.

2 You asked if he brought stamps?

A Yes.

2 He asked you if they were all right?

A Yes.

2 And you said they were?

A Yes Sir.

2 Then he said he brought them?

A Yes.

2 Now the second time you went you had some stamps?

A Yes Sir.

2 Whom did you see

A The boss was there - Defendant
Xignes.

2 Did you then have some stamp?

A Yes.

2 Some of those stolen from your boss?

A Yes Sir

2 Did you have any talk with Mr Xique?

A - We did not have much of a talk.

2 What was said - Tell all that was said?

A I asked if he did not want any more stamp. That was all the talk with the boss.

2 He spoke to you

A Yes Sir

2 You had a talk 'didn't you'?

A Yes Sir

2 What was the talk

A - I told him if he did not believe me to go and ask my boss

2 He proposed to find out if they were all right?

A Yes Sir.

5 2 Then you told him when you were

questioned about the stamps that
he might ask your boss?

A I told him that I worked for
Alfred Benjamin & Co

2 And that he might go and see
your boss?

A Yes Sir. He told me to bring my
boss

2 Who came there?

A No one.

2 Did he not say you should go and
bring your boss?

A Yes.

2 Don't you know that after you
went out: after he told you to go
and bring your boss that some
one was brought here to represent
him?

A No Sir: I did not bring anybody.

2 Who went in there?

A I do not know.

2 You do not know who went
in there?

A No Sir

G 2 Who was in with you on there

stamps

A No one.

2 You stole them all alone?

A Yes Sir.

2 Did you come back with your boss, or a man that you said was your boss

A No Sir.

2 What did you do?

A I stood in.

2 In when

A In the store.

2 What store?

A The store of Alfred Benjamin & Co. where I was employed.

2 What did you do with the stamps?

A He bought them.

2 He told you he would not buy them?

A No Sir. He told me to bring the boss and he would give him a good cigar.

2 After he bought the stamps

A Yes.

2 at what particular time did you bring this letter?

A In the afternoon

2 Of what day you owed the stamps

A Yes

(Letter marked (A) attached to the complaint.)

2 When was it you owed him the stamps?

A In the morning

2 You came back in the afternoon with this letter?

A I told him "Here is a note" He said "all right" He told me to come there.

2 You told him it was from your boss?

A Yes. He bought the stamps in the morning and I brought the letter in the afternoon.

2 Instead of bringing your boss you brought the letter?

A Yes.

2 When did you next come with any stamps?

0867

**MISSING
PAGE # 9**

A In August.

Q How long after?

A Two or three weeks. I believe two weeks.

Q How many stamps?

A I do not know how many there were.

Q About how many?

A I took a sheet I believe.

Q Just as many as you could swipe you got away with.

A Yes Sir.

Q To whom did you sell them?

A I sold to the boy.

Q What boy?

A Confelli the defendant.

Q Do you know how many stamps you sold?

A A sheet I believe. — I do not know how many there was.

Q You do not know how many there were?

A There was one hundred in the second I think.

10 Q After the second batch was

Q And when did you go again?

A Yesterday morning Aug 9

Q That makes the third time that you sold stamps

A Yes.

Q You said you had one hundred do you know?

A I do not know how many there were.

Q The first time you took stamps was this young man there and did you ask how much you was to get for them?

A No sir - he said he would give me \$1.60

Q How did it come about.

A He would give me \$1.60 for the 100.

Q When was that conversation?

A When I first went there.

Q State the conversation between you when anything was said about the \$1.60. who spoke first: what was said -

11
A He spoke first. He said he

would give me \$1.60

2 who?

A Confelli - the defendant

2 What did he say? Give it just as it occurred?

A I went in and got some stamps, I went in the cigar store and asked him did he buy stamps. He said yes. So when I came in I asked him does he want some stamps. He said yes he would take a thousand if I had them.

2 Is that all the conversation you had about stamps?

A The first time - the next time he went and told the boss. He gave me so much for the stamps. The boss said "all right" He told me to bring my boss with me and he would treat him. and then I brought a letter and did not bring the boss.

12 2 From where did you tell him

you got the stamps?

A Alfred Benjamin & Co

2 How near to the store of the
defendant signs is the store
of Alfred Benjamin & Co?

A Right across the street

2 Cifelli was the young man you
had the conversation with about
the \$1.60 for 2 or 3?

A Yes.

2 Is he the only one you had
conversation with?

A The first one

2 Were there anybody else you
had conversation with about
giving you \$1.60.

A No Sir; nobody else

2 Only this young man?

A Yes.

2 How long have you been stealing
stamps?

A I have been stealing them
for a month

2 How long before that

13 A. Since last month

Q You had just begun then
A Yes.

Robert Granet being duly sworn
and cross examined upon his
corroborating affidavit depone
and says. I am employed in
the office of Alfred Benjamin
& Co. in charge of the stamps
and letters

Q Do you know the last witness,
the colored boy?

A Yes sir

Q What was his employment
there?

A He was employed as an errand
boy going around the building

Q He had access to all the
buildings?

A Yes. but everything was supposed
to be locked

14 Q He is the boy that says he took

these stamps to the Xigme store:

A Yes.

2 When was he arrested?

A Yesterday August 9

2 When was you last in the place?

A That was the first and last.

2 Whom did you see there?

A The defendant Cifelli.

2 Did you see Xigme.

2 Did you have any conversation with Cifelli?

A Yes.

2 Tell what was said:

A I went in and asked if he would be kind enough to accommodate me with 100 stamps. He said yes and gave me 100 stamps for which I gave him \$2.00 and I went back

2 Were those stamps the stamps that were taken from your form?

A Yes.

15 2 Where did he take them from

A He got them from a cigar box in the show case - but they were not seen. He opened the case and took them out. He took one sheet out.

2 Are you sure there was a cover on?

A Well: I do not know whether it had a cover. I am quite sure the stamps were not seen.

2 You swear that the cover was on the box?

A I do not swear that the cover was on the box

2 You did not see the box in the show case?

A I did see the box in the show case

2 He took the box out and took the stamps out of the box

A Yes.

2 Did you question him as to where he got these stamps?

A No Sir

Ramon Xiques being accorons of making a statement in his own behalf deposes and says:-

2 Did you ever receive any stamp from this boy?

A No Sir I never received anything from him only he brought this letter

(Letter marked "A.")

2 Have you a sign up that you buy stamps?

A Yes "Stamps bought and sold"

2 You are proprietor

A Yes. I keep a cigar store and Barber shop

2 As I understood up to the time you were arrested you did not know that these stamps were stolen?

A No Sir.

Q Did you know nothing of this that or the other one who came to your place to sell stamps?

A No Sir.

POOR QUALITY
ORIGINAL

0076

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Ramon Xiques and
Antonio Rigelli

The Grand Jury of the City and County of New York, by this indictment,
accuse

Ramon Xiques and Antonio Rigelli

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said Ramon Xiques and Antonio
Rigelli, both —

late of the City of New York, in the County of New York aforesaid, on the
third day of August, in the year of our Lord one thousand
eight hundred and eighty-eight, at the City and County aforesaid, with force and arms,

one hundred postage stamps of
the United States of America, of
the denomination and value of
two cents each,

of the goods, chattels and personal property of one Eugene S. Benjamin,
and Edward Walker, and —

by — certain other persons to the Grand Jury aforesaid unknown, then lately
before feloniously stolen, taken and carried away from the said

Eugene S. Benjamin, —

unlawfully and unjustly, did feloniously receive and have; the said Ramon
Xiques and Antonio Rigelli —

then and there well knowing the said goods, chattels and personal property to have been
feloniously stolen, taken and carried away; against the form of the Statute in such case
made and provided, and against the peace of the People of the State of New York and their
dignity.

JOHN R. FELLOWS,

District Attorney.

0078

**END OF
BOX**