

0741

BOX:

32

FOLDER:

388

DESCRIPTION:

Volkens, Fredericks

DATE:

02/17/81



388

0742

Day of Trial

Counsel,

Filed 7 day of July 1887.

Pleads,

THE PEOPLE

vs.

M. C. Hudson & Sons

P.

Frederick Walker

David S. Rollins

BENJ. H. PHIPPS

District Attorney.

Part in Feb 18. 1887

pleads Jury 3.

A True Bill.

(Signed, Sealed)

Per: One year Foreman.

File 15

Burglary Third Degree, and Receiving Stolen Goods.

0743

Police Office, First District.

City and County }
of New York, } ss.:

Michael J. Kerrigan
of No. *386 Canal* Street, being duly sworn,

deposes and says, that the premises No. *386 Canal*

Street, *5th* Ward, in the City and County aforesaid, the said being a *Store*

and which was occupied by ~~deponent~~ *Edward Morrissey*

as a *Liquor Store* were **BURGLARIOUSLY**
opened by means

of concealment inside
and subsequently removing
the side door leading to a hall
way and so going out
on the night of the *9th* day of *February 1881*

and the following property, feloniously taken, stolen and carried away, viz.:

*Good & valuable money
of the value of four
dozens of fifty cents*

\$4.50

the property of *said Morrissey &
in deponent's care taking*
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid

BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Fredrick Volken

now living

for the reasons following, to wit:

*that he has
advised that he did
no conceal himself
& no break out of
said premises, taking
stolen property
away, said money
as aforesaid*

Michael J. Kerrigan

*Subscribed and sworn to before me this
11th day of May 1881
J. J. [Signature]
J. J. [Signature]*

0744

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY
OF NEW YORK.

Fredrick Volken being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

Fredrick Volken

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

New York

Question. Where do you live?

Answer.

107 Avenue of Auden

Question. What is your occupation?

Answer.

Cupric opener

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.

I concealed myself in the premises & when it had been closed I removed the iron bar from the side door and went out taking \$4.50 in change from behind the counter

Fred. Volken

Taken before me, this

11 day of May 1891

Police Judge

0745

Form 16

Police Court—First District

COUNSEL FOR COMPLAINANT

Name

Address

THE PEOPLE, &c.,

OF THE COMPLAINANT OF

Michael Kennedy
17386 Bond St
And 28 Kearney

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

Offence

Dated *July 11 1881*

Morgan Magistrate

Hogarty Officer

Stanley Clerk

Name

Address

Witnesses

to answer

Sessions

Received in Dist. Atty's Office,

Over

0746

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That

Frederick Volkens

late of the *fifth* Ward of the City of New York, in the County of
New York aforesaid, on the *ninth* day of *February* in the
year of our Lord one thousand eight hundred and ~~and~~ *eighty one* with force and
arms, at the Ward, City and County aforesaid, the ~~stone~~ of

Edward Moorrissey
there situate, feloniously and burglariously, did break into and enter, the same being a
building in which divers goods, merchandise, and valuable things were then and there kept for
use, sale and deposit, to wit: the goods, chattels and personal property hereinafter described,
with intent the said goods, chattels and personal property of the said

Edward Moorrissey
then and there being, then and there feloniously and burglariously to steal, take and carry
away, and

*Divers coins of a number, kind and
denomination to these jurors unknown,
and a more accurate description of
which cannot now be given of the
value of four dollars and fifty cents.*

of the goods, chattels, and personal property of the said

Edward Moorrissey

so kept as aforesaid in the said ~~stone~~ then and there being, then and
there feloniously did steal, take and carry 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.

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And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Frederick Volken

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the Ward, City, and County aforesaid,

givers coins of a number, kind and denomination to these jurors unknown, and a more accurate description of which cannot now be given of the value of four dollars and fifty cents.

of the goods, chattels, and personal property of

Edward Moorrissey

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen ~~of the said~~ *taken and carried away from the said*

Edward Moorrissey

unlawfully, unjustly, ~~and for the sake of wicked gain,~~ did feloniously receive and have (the said

Frederick Volken

then and there well knowing the said goods, chattels, and personal property, to have been feloniously stolen, ~~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.~~ *taken and carried away*

Daniel S. Rollins
BENJAMIN J. REEDS, District Attorney.

0748

BOX:

32

FOLDER:

388

DESCRIPTION:

Von Hillern, Leon

DATE:

02/24/81



388

0749

BOX:

32

FOLDER:

388

DESCRIPTION:

Adler, Joseph

DATE:

02/24/81



388

0750

1677

Day of Trial Jan. 2 P.M. 1881

Counsel, G. F. Lammert

Filed 24 day of Jan 1881

Pleads *Not Guilty*

THE PEOPLE

34. 11. 1881. vs.

Leon Von Kellern

alias

Leo Von Kellern

Joseph Kellern

Daniel G. Collins

District Attorney.

Part No. 25. 1881.

Both plead guilty.

A True Bill.

Henry C. Cady

Foreman.

1 S. P. Case year.

2 P. S. Case mt.

False & Revoked.

0751

Police Court—First District.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

John R. Hegeman
of No. 32 Park Place Street,
being duly sworn, deposes and says, that on the 27
day of December 1880, at the City and County of
New York, he as Vice President
of the Metropolitan Life Insurance
Company, caused to be paid to
Joseph Adler, the sum of fifty
Dollars, for a death claim presen-
ted by said Adler.

That deponent is informed and
believes that

Louis Von Kellers, now
present, with intent to cheat and
defraud, falsely certified to the
death of Otto Chavert, for whose
father the claim was intended.
Knowing at the time there was
no such person in existence.

Given to be true
this 5th day of July 1881
[Signature]
Police District

Dr. Pfeiffer argued to proof of death

0752

City Council
of New York City. Joseph Grover
of 32 Park Place, being duly
sworn says, that on the 27
Dec 1880, Louis Von Killen
now present, signed and certi-
fied falsely and under an
assumed name, to the death
of one Otto Chanest. He at the time
knowing that there had been and
no such person living, or having
a claim upon the Metropolitan
Life Insurance Company.

That said Von Killen ad-
mitted in the presence of and
hearing of deponent, that he
had never seen the alleged
Otto Chanest either alive or dead
prior to before me
this 5th Feb 1881
Police Justice } Joseph Grover

0753

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY }
OF NEW YORK. } ss.

Louis Von Kellen being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him states as follows, viz:

Question. What is your name?

Answer. *Louis Von Kellen.*

Question. How old are you?

Answer. *Thirty four years.*

Question. Where were you born?

Answer. *In Germany*

Question. Where do you live?

Answer. *11 - First Street.*

Question. What is your occupation?

Answer. *Editor of a Bohemian newspaper*

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer. *I am not guilty.*

Leo R. Hilar

Taken before me, this

5 day of July 1881

POLICE JUSTICE.

0754

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Dr. R. H. Rogers
32 Park Avenue

Leon The Heller

Offence,

Dated *5 Feb* 188*7*

Magistrate.

Officer.

Wm. H. Wright
Not before me before delin. to arrest.
apw 2/5/1

Joseph Granger

32 Park Ave



1770 *Wm. H. Wright*

Received in Dist. Atty's Office

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

0755

City & County
of New York, S.S.
John Hegeman
of No 32 Park Place. being duly
sworn, says. That he is the Vice
President of the Metropolitan
Life Insurance Company (Incorpo-
rated under the Laws of the State
of New York).

That on the 8th Dec 1880. in the
said City Joseph Adler, now
present, an authorized agent of
said Company, with intent to
cheat and defraud, obtained
from said Company the sum of
One Thousand Dollars.

That said Adler presented to
said Company an application
for a policy of insurance, upon
one Lizzie Packard.

That said policy was on the 4th
Oct 1880. issued and delivered
to said Adler.

That on said 8th Dec 1880. said
Adler presented to the Company
forged and fictitious certificates
of the death of said Lizzie
Packard, and obtained the said.

0756

sum of Thirty one Dollars.

That subsequently in the presence and hearing of deponent, ~~that~~ the defendant Adler admitted that there was no such person in existence as Lizzy Packard, and that he appropriated the money obtained as aforesaid from the before named ~~from the before named~~ this 4 Feb 1888.

Police Justice

John R. Hegeman. of 32 Park Place. being sworn says. that on the 27th Dec 1880. the aforesaid Joseph Adler with intent to cheat and defraud obtained from the Metropolitan Life Insurance Company, the sum of Fifty Dollars. That by false representations he caused to be issued a policy of insurance by one Otto Charbat on the 27th Sept 1880. and on the said 27 Dec 1880. presented false evidences of the death of said

0757

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY }
OF NEW YORK } ss.

Joseph Adler being duly examined before the undersigned,
according to law, on the annexed charge, and being informed that he was at liberty
to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. *Joseph Adler*

Question. How old are you?

Answer. *34*

Question. Where were you born?

Answer. *Brooklyn*

Question. Where do you live?

Answer. *149 Lenox*

Question. What is your occupation?

Answer. *Insurance Agent*

Question. Have you anything to say, and if so, what—relative to the charge here
preferred against you?

Answer. *I am not guilty*

Joseph Adler

Taken before me, this

4 day of

1881

POLICE JUSTICE.

0758

Chaubat. he said Adler, ~~with~~
well. knowing at the time, and subse-
quently admitting to deponent
that no such person as Otto
Chaubat existed.
Sworn before me
this 4 Feb'y 1887
Police Justice

John R. Hegeman of 32 Park
Place being sworn says that
on the 17th Jan'y 1887. Joseph
Adler now present, by false
and fraudulent representations
made with intent to cheat and
defraud obtained from the
Metropolitan Life Insurance
Company of which deponent is
Vice President, the sum of sixty
one ³³/₁₀₀ Dollars. said Adler
at the time being an authorized
agent of said Company.
Sworn before me
this 4 Feb'y 1887
Police Justice.

0759

The People & Co
in Complaint

John Edgar Hoover
32 North Washington
17

Joseph M. [illegible]

41 Kelly M. Jones
M. Jones

Mr. Naughton
Corydon
Munich

Dr. M. Puffer

697. 2. Aeneas
107. 1. Jolyne.

246. 60.74' Sh.

Philipp Kutzendörfer

1831. Volume 6

111111
Campbell
Cowan

City and County } ss.
of New York

The jurors of the People of the State of New York in and for the body of the City and County of New York upon their oath present:

That Leon Von Killein otherwise known as and called Leo R. Von Killein and Joseph Adler ^{each} late of the First Ward of the City of New York, in the County of New York, aforesaid on the twenty-seventh day of December in the year of our Lord one thousand eight hundred and eighty at the Ward, City and County aforesaid, with force and arms, on the day and year last aforesaid, with intent feloniously to cheat and defraud The Metropolitan Life Insurance Company a corporation incorporated under the laws of the State of New York for the insurance of human life and carrying on business in the City and County aforesaid did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend and

represent to the said The Metropolitan Life Insurance Company that a certain policy of insurance therefore procured by them the said Leon Von Hillern otherwise known as and called Leo R. Von Hillern and said Joseph Adler to be issued by the said The Metropolitan Life Insurance Company to the name of and purporting to be for the benefit and to insure the life of Otto Charvat had been procured by them the said Leon Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler upon the life and for the benefit of one Otto Charvat who was when the same was issued living but had since then deceased.

That they the said Leon Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler had been authorized by one Otto Charvat and his father one Ignatz Charvat to procure the said policy of insurance on the life of him the said Otto Charvat.

That at the time of procuring to be issued as aforesaid such policy of

0762

insurance as aforesaid there was then and there existing a person by the name of Otto Charvat, for whose benefit and upon whose life the said policy of insurance had been issued and that such person had prior to the said twenty-seventh day of December in the year of our Lord one thousand eight hundred and eighty deceased.

That a certain certificate and instrument partly in print and partly in writing purporting to be made and signed by one Doctor Charles Pfeiffer then and there produced and delivered by them the said Leon Von Hillern otherwise known as and called Leo B. Von Hillern and Joseph Adler to the said The Metropolitan Life Insurance Company was a true and genuine certificate and instrument and that the statements therein contained and each of them were true and that the same had been signed and made by one Doctor Pfeiffer and which said certificate and instrument in

0763

writing is in substance and effect as follows:

Form 66.

Industrial Branch.

Attending Physicians' Statement

For Proofs of Death.

1. Name in full of deceased.

Otto Charvat

2. Residence.

1014 Second Ave.

3. Age.

4. Occupation.

8 Year 9 Month.

5. How long has you been acquainted with deceased?

10 days

6. Were you the attending Physicians in deceased's last illness; if so, upon what date were you first summoned?

16th December

7. Had you ever attended deceased before? If so, give dates of first and subsequent visits and nature of diseases.

No

8. Did deceased have any other Physician or Physicians?

If so, give names.

No

9. Was deceased afflicted with any chronic disease? If so, of what nature, and for how long?

0764

- No
10. What was cause of death? If from disease, state its proximate and remote cause; if in any other manner, give the medical and other facts connected with the case.

Diphtheritis

11. State duration of sickness.

11 Days

12. State date of death.

26 December 1880

13. Have you stated all the material facts relating to the sickness of deceased?

Yes

Dated at New-York

this 27 day of December 1880

Signed Dr. Ch. Pfeiffer M.D.

Residence. 691 second ave

Witness Joseph Adler

And the said The Metropolitan Life Insurance Company then and there believing the said false pretences and representations so made as aforesaid, to deliver, and did then and there deliver to the said Leon Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler, a certain

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sum of money to wit: the sum of fifty dollars in money and of the value of fifty dollars of the proper moneys, valuable things, goods, chattels, personal property and effects of the said The Metropolitan Life Insurance Company and they the said Leon Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler did then and there designedly receive and obtain the said sum of money to wit: the sum of fifty dollars in money and of the value of fifty dollars of the said The Metropolitan Life Insurance Company of the proper moneys, valuable things, goods, chattels, personal property and effects of the said The Metropolitan Life Insurance Company by means of the false pretences and representations aforesaid, and with intent feloniously to cheat and defraud the said The Metropolitan Life Insurance Company of the same.

Whereas in truth and in fact, the said policy of insurance so procured by them the said Leon Von Hillern and Joseph Adler to be issued

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as aforesaid, had not been procured by them the said Leon Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler upon the life or for the benefit of one Otto Charvat who was living when the same was issued and had since then died or upon the life or for the benefit of any living person whatsoever as they the said Leon Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler then and there well knew: and

Whereas in truth and in fact no such person as Otto Charvat or named as Otto Charvat was living at the time of the procuring and issuance of the aforesaid policy of insurance and no such person has since then died all which they the said Leon Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler then and there well knew but that the said person in whose name the said policy was procured to be issued as aforesaid and the said name was wholly false and fictitious unreal and not existing as they the said Leon Von Hillern

0767

otherwise know as and called Leo R. Von Hillern and Joseph Adler then and there well knew: and

Whereas in truth and in fact, no person whatsoever had ever authorized them or either of them the said Leon Von Hillern otherwise known as and called Leo R. Von Hillern and Leo R. Von Hillern to procure the said policy of insurance on the life of said Otto Charvat or any person whatever by the name of Otto Charvat or any person whatsoever as they the said Leon Von Hillern otherwise known as and called Leo H. Von Hillern and Joseph Adler then and there well knew: and

Whereas in truth and in fact, there was not existing at the time of procuring to be issued as aforesaid said policy of insurance any person whatsoever by the name of Otto Charvat for whose benefit or upon whose life the said policy had been issued and who had prior to the said twenty-seventh day of December in the year of our Lord one thousand eight hundred and eighty died as they the said Leon Von Hillern

0768

otherwise known as and called Leo R. Von Hillern and Joseph Adler then and there well knew: and

Whereas in truth and in fact, the aforesaid certain certificate and instrument was not a true or genuine or genuine certificate or instrument but was wholly false, forged, counterfeit and fictitious as they the said Leo Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler then and there well knew: and

Whereas in truth and in fact, the statements therein contained and each of them were wholly false, untrue and fictitious as they the said Leo Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler then and there well knew: and

Whereas in truth and in fact, the said certificate and instrument had not been made or signed by the said Doctor Charles Pfeiffer had been affixed and signed to said certificate and instrument in writing by them the said Leo Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler then and there well knew: and

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Whereas in truth and in fact, the pretences and representations so made as aforesaid, by the said Leon Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler to the said The Metropolitan Life Insurance Company was and were in all respects utterly false and untrue, to wit, on the day and year last aforesaid, at the Ward, City, and County aforesaid: and

Whereas in truth and in fact the said Leon Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler well knew the said pretences and representations so by them made as aforesaid to the said The Metropolitan Life Insurance Company to be utterly false and untrue at the time of making the same.

And so the jurors aforesaid, upon their oath aforesaid, do say, that the said Leon Von Hillern otherwise known as and called Leo R. Von Hillern and Joseph Adler by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly

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did receive and obtain from the said
The Metropolitan Life Insurance Company
the said sum of money to wit: the sum
of fifty dollars in money and of the
value of fifty dollars of the proper moneys,
valuable things, goods, chattels, personal
property, and effects of the said
The Metropolitan Life Insurance Company
with intent feloniously to cheat and
defraud them of the same, 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.

Daniel G. Rollins.
District Attorney.