

0140

BOX:

506

FOLDER:

4610

DESCRIPTION:

Liebeman, Bennett

DATE:

12/20/92



4610

Witnesses:

Edgar J. Schrieber

Res. Anderson

Wm. W.

Counsel,

Filed,

Plead,

1892

day of Dec.

21

THE PEOPLE

vs.

Bennett Liebman

B

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Wm. W. Anderson

Foreman.

Frederick J. Schrieber

Responsible to jury

Wm. W. Anderson

day 13/92

[Section 528, and 537, Penal Code.]

(False Pretenses.)

De LANCEY, 22-2000

THE PEOPLE,

COURT OF GENERAL SESSIONS, PART I.

vs.

BEFORE RECORDER SMYTH.

BENNETT LIEBERMAN.

Thursday, January 5, 1893.

Indicted for GRAND LARCENY, IN THE SECOND DEGREE.

A Jury was empannelled and sworn.

EZEKIAL SCHREIBER, sworn, and examined:

I am in the liquor business, and have two places --- one No. 33 Canal street, and one No. 163 Rivington street. It was at 163 Rivington street that the check was changed. Do you know this defendant, Lieberman? Yes. How long have you known him? Two years. Where did you first make his acquaintance? In my lodge. What is his business? He is in the tailoring business. Who is he associated in business with? He is associated in business with Mr. Suffin; he belongs to my lodge. How long were they in business together, as far as you know? Two years. On the 14th of December, 1892, did you see this defendant and Suffin? Yes, in my place, 163 Rivington street. What time of day? That was in the night time, between six and seven o'clock. State all the conversation that was had between you three? Mr. Lieberman and Suffin called in my place and showed me that check; that was not the first time I changed him checks. He brought me that check -- Lieberman and Suffin were both together. He gave me that check, I took it in my hand. I says, "Is this check good?" He says, "Certainly; that is not the first time you changed for me checks, you know my checks is good. You need not be afraid; I have got to pay my workmen." I took out one hundred and thirteen dollars, a hundred dollars was in five dollar bills, five dollars in gold,

and eight dollars I took out of the register. They took that money and went away. Is that the check which they showed to you then? (Showing witness a check.) Yes. Who had the check? Lieberman handed this check to me.

(The check was offered and read in evidence.)

"New York, December 14, 1892.

No. 95.

The EAST SIDE BANK pay to the order of Salmon Suffin one hundred and thirteen dollars.

George Goldstein.

Endorsed: Salmon Suffin;"and it bears the imprint, "For Deposit in the East Side Bank, to the credit of Adolf Prince."

You paid the check to Adolf Prince? Yes. What did Suffin say about the check, in the presence of this defendant? Nothing; I handed him the money; they took it and went away. What did he tell you about the check being good? He told me if he had ten thousand dollars a check, from that man, it would be good. I said to him, "Sometimes the best man's check for one hundred and fifteen dollars may not be good." That was the conversation. Did they tell you anything about Goldstein, the drawer of the check? Yes. Give the conversation, the words that they used at the time that they came in to get you to cash that check? I asked them, "Where is Goldstein?" He says, "Goldstein keeps in Canal street, a big business in clothing, he is all right." I took the check, in the morning I gave the check away to my liquor man, Adolf Prince; then I went away. When that check came back to me, I went to the Secretary of the lodge to find out where Mr. Lieberman lives. I came to Lieberman; there was about twenty-five or thirty people, workmen, there; I said,

"Give me my money." Did this check come back to you? Yes. Was it paid? No. What did he say to you? I told him, "Lieberman, the check is bad." He says, "Don't you be afraid, that check will be paid." I says, "Give me the cash for it." He said, "You got to wait until to-morrow, Suffin has got to stay away, and I will settle with the workmen, and I will make it good." I says, "I want right away my cash; if not, I will arrest you." He says, "Come to me, and I will give you that money." He went with me down town, there was twenty-five or thirty people, we went all around there, I couldn't tell you the firm; we went up stairs and there he goes to talk to that man. He says, "I don't know you, I paid you three months ago everything." Did you ask him who Goldstein was? Yes. Did you go to see Goldstein? He went with me to Goldstein. What did Goldstein say? He did not tell me anything. Did you see Goldstein? I did not. What did Lieberman say about Goldstein? After he told me that Goldstein had an account there, he said, "I will make it good." He never made it good? No. When he told you that this check was given by Goldstein, and that he knew it was good, did you rely upon that representation --- did you believe it to be true? Yes; certainly. And, relying on that, did you pay the one hundred and thirteen dollars? Certainly.

CROSS EXAMINATION:

I do business at Rivington street and at Canal street on my wife's account, and in my wife's name. Are you positive that the occurrence took place on the 14th of December? Yes. Wasn't it on the 15th of December? No. What day of the week was it that it took place? Wednesday. In the police court you made an affidavit that the occurrence took place

on the 15th of December; is that your signature? That is my signature to the paper now shown to me; it is a mistake when it is put down the 15th of December.

The Court: The indictment states that it is on the 15th of December, 1892.

What day was it when these people came into your place? That was the 14th, between six and seven o'clock in the night time, Wednesday.

By Counsel:

Who came to your place of business? Lieberman and Mr. Suffin. Which Mr. Suffin, Salmon or Kalman? Kalman Suffin. Then Salmon Suffin did not come to your place of business? I do not know if it is Kalman or Salmon, he is his partner, I don't know the first name of that man who signed the check. The man who signed the check, on the back of the check, is the party that came to your place? Both of them. Who was that who put the endorsement on? The other man, his partner. What is his name? Suffin. What is the first name? I don't know whether it is is Kalman or Salmon, I don't know the first name. Was the check endorsed in your place of business, at that time? He endorsed it in my place. After the check was endorsed by Kalman Suffin you then gave the money? I gave the money to Lieberman and Suffin, both of them. To whom did you give it first, to Lieberman or Suffin? To Lieberman, I wouldn't trust Suffin a penny if Lieberman had not been there. You gave it to Lieberman? Yes. Did you ask Lieberman to endorse the check? No, I did not. You did not think it worth while to get his endorsement? I did not ask him. When was the first time you found out the check was no good? on the 15th, Thursday. Did you see Mr Lieberman

on the 14th, after you say he was in your place of business? Yes, in the lodge. Mr. Lieberman is the president of that lodge, and it is named after you? Yes. You had no conversation with him at that time, about the check? No. When was the first time, on the 15th, that you had any talk with Lieberman about the check? That was, I think, about two or three o'clock, in the day time. Where did you go to see him? I went first to the Secretary to find out where he lived, and he gave me his address, which was 212 Madison street. Didn't you have Mr. Lieberman go with you to find Suffin? Yes, not to find Suffin, only he went with me to give me the cash for the check. Where did he go to? He took me down town, he went with me to several places; I think Franklin street was one of the places, I don't remember the names. How long are you in New York? I am here eleven years. You know the streets pretty well down town? Yes. Can you not tell any place where you were on that day? I was so excited that I did not take notice of the streets, I think one was Canal corner of Grand. Didn't you go with Lieberman to a clothing place, down town? Yes. Was it not to the place of Mr. Shapiro, that gentleman? (Pointing to a man in court.) And when you got down there you saw Mr. Shapiro? Yes; Mr. Shapiro told me that Mr. Suffin came to him the same day with a check, and he wanted to get it cashed; he wouldn't give it to him. Lieberman told me that I shall go with him, and he will give me cash. I went up stairs, and that man said, "I have got nothing to do with him." Is it not a fact that you went down there to find out the address of Suffin, where he could be found? No. Did anything else take place between you and Shapiro? I couldn't remember. Didn't you take Mr. Lieberman to your place of business? on the 15th, in the after-

noon, before you arrested him, and didn't some conversation take place in your place at that time, and after that you had him arrested? Yes. State what Suffin said to you, about the check, when he got the money from you -- just prior to getting the money from you? He said that the check is good. Did Suffin say anything else? No. Then Suffin endorsed the check, and you gave him the money? Yes, I gave the money to Lieberman, he took the money. Mr. Lieberman said nothing at all? He said, "You know me, the check is good."

RALPH J. VANDERVOORT, sworn and examined:

I am the assistant receiving teller of the East Side Bank, and was connected with that bank on the 14th of December, 1892. I am acquainted with the accounts of that bank. George Goldstein has not an account in that bank, and had not on the 14th of December or any other time. Do you know when that check was presented? (Check shown.) It was presented by Adolf Prince a few days afterwards, I couldn't say exactly. Adolf Prince is a depositor in our bank, and that check was deposited in the regular way, the same as any other check. It was passed to the book-keeper and he sent it back, saying, "No account." This check was not paid at that bank? No.

JOHN FOLEY, sworn and examined, testified:

I am connected with the 11th precinct, and arrested the defendant, in Schrieber's saloon, on the 15th of December, upon the complaint of Mr. Schrieber. Did you go to the saloon to arrest him? Yes. What did the complainant say, in the presence of the defendant? He accused of giving that check

, and he gave him money for it, amounting to one hundred and thirteen dollars.. He gave him a forged check; is that what he said? Yes, he said he wanted him arrested. I took the check and locked up the prisoner, on his complaint. Did the defendant say anything? He claimed that he did not give it to him, that it was his partner who gave it to him. Did the defendant deny that he was present at the time the check was given and the money paid? I had no conversation with him at all, until I got to the station house. He denied giving the check? Yes.

The Prosecution rested.

JOSEPH SHAPIRO, sworn, and examined for The Defence, testified:

What is your business? Clothing business, at 297 Church street, in this city. Do you remember, on one occasion, Mr. Schreiber and Lieberman coming to your place of business? Yes. Do you remember when that was? It was about the 16th or 17th, I don't remember the exact date, I didn't pay any attention to it at all. State what was said by the parties, as near as you can remember? Mr. Schreiber and a few others came in and asked me if I owed Kalman Suffin any money; he keeps a tailor shop, he used to make work for us; I told him Kalman Suffin had not worked for the last three months, and we did not owe him anything. How do you spell that name? Zofin. Then Mr. Schreiber spoke of one of those gentlemen, Kalman Suffin or somebody giving him a check that was not good. He showed me the check and ^Isaid, "Kalman Suffin was here yesterday, or the day before, and wanted me to

cash a check for one hundred and thirteen dollars." Is that the same check? (showing check.) I think it is the same check; Kalman Suffin was in my place the day before. And he attempted to cash that check? Yes. You refused to do it? Yes, I told him I didn't know who Goldstein was, I did not think I ought to cash it. Anything else said there? No, he told me he needed the money badly, that he had to pay his hands. He said, "The check is not endorsed on the other side, and the bank will not give me the money." I said, "Go and get somebody that knows you, and take it to the bank and they will pay you the money." There was nobody else but Suffin there at that time. I have reference to the next day, when Schrieber and Lieberman was there, was anything else said except what you have testified to a little while ago? No. You told them that Suffin had been there the day before and wanted you to cash it, and that you refused to do it, and that you did not owe Suffin any money, and he had not done any work for you for three months? Yes; there was a whole crowd of them there, and they spoke between each other.

CROSS EXAMINATION:

Did Lieberman tell you who he got the check from, in the presence of this defendant? Yes, on the next day. And he was there with the complainant? Yes. Did Lieberman say who he got the check from? Lieberman did not say that Kalman Suffin ---. Did Schrieber say who he got the check from? He said the name was Goldstein. When that man sitting over there came into your place with Lieberman, was it the next day after Suffin had been there, did he tell you from whom he got that check? Schrieber said he cashed the check, Suffin came in there, and he said that he knows Lieberman as a

lodge member. Did he say that Lieberman was present at the time he cashed the check? That I can't say, I could not say that. Did Lieberman then, at that interview, deny that he had anything to do with getting the money on that check? I couldn't say that, because I do not know, they were talking so much there I don't remember.

ANNIE ZIMMERMAN, sworn, and examined, testified:

Where do you live? 212 Madison street, in this city. Do you remember Wednesday, the 14th of December, 1892? Yes. Does Mr. Lieberman live with you at 212 Madison street? Yes. He has boarded with me for four years. On December, 14, in the evening, was Mr. Lieberman home? Yes. Did he have his supper there that night? Yes. What time in the evening was Mr. Lieberman at your house, in Madison street, on the 14th of December? He was home the whole afternoon, until eight o'clock, and at that time he left. Was he home in the house between six and seven on the 14th of December? Yes. Do you remember Mr. Schreiber coming to your house, in Madison street, with Lieberman, the next day, the 15th? Schreiber came alone, between half-past three and four o'clock in the afternoon. Did you have any conversation with Mr. Schreiber? Yes. What did Mr. Schreiber say to you? First, when he came in, he said, "Do you remember where Kalman Suffin lives?" I told him that I thought he lived in Cherry street, but I did not know the number. Well, he said, "You don't know what kind of trouble I have; this Kalman Suffin came to me yesterday evening, to cash a check for one hundred and thirteen dollars, and it turned out to be a false check." I said to him, "How can you cash a check for a man you do not know?" He said, "I know the man, I cashed checks for him

several times, and they all turned out to be good." Another man was sitting in the room, and I said to him, "You know the number of the place where Suffin lives?" The man was about to tell me the number, and Schreiber begged him to go along with him, and show him the place where he lived; the name of that man is Phillip Furst. Schreiber and the man left, and, about a quarter of an hour after, Schreiber came back alone. Well, state what took place at the time when Schreiber came back alone? When Mr. Schreiber came back alone he met Mr. Lieberman in my house; that was the second time. What was said by the parties? He said, "I meet you now here." Lieberman said, "All right; what do you want of me?" Schreiber said to Lieberman, "What do you say to this: Last night Suffin came into my place, and I cashed a check; he gave me a check to cash, for one hundred and thirteen dollars, and he had only a drink for five cents." Lieberman said to Schrieber, "Is this the first time you cashed a check for him?" He says, "No, I cashed many checks for him, and they were all right." Then Schrieber said to Lieberman, "Do me a favor, come with me, may be you can find out where Suffin lives." Lieberman said to Schrieber, "I haven't seen Kalman Suffin for a whole week, I do not know where he lives and I do not know where he is." Then Schrieber said, "It is an outrage for such a simpleton of a tailor to get me in with such a check." Then Schrieber again requested Lieberman to go with him, to find out where he was. Did they both go away together? Yes, they left together. Did you see Schreiber after that again? No, I did not see him. Did you see him at any place after that again? Yes, about an hour afterwards a boy came and told me something; I ran where Schrieber lived, and when I came to his house, there was a

big crowd gathered there. Did you hear that Lieberman was arrested? Yes, I heard that. Did you go to the station house, in Eldridge street? Yes. Did you see Schreiber there? When I went there Schreiber came out, I saw him and spoke to him. What did you say to him, or he to you? I said to Schreiber, "Where is Lieberman?" and Schreiber said, "I had him arrested." I said, "Why?" He said, "Because the people say that he knows where Suffin lives, and I had him arrested to make him tell me where Suffin was. Was your sister home on the 15th, on Thursday? Yes, I room with her. Was Mr. Furst in the house also on the 15th? Yes. Is he the gentleman that went with Mr. Schreiber to Cherry street, to find where Suffin was? Yes.

By District Attorney:

When Mr. Schreiber came to your house didn't he ask you where Lieberman was? No, he did not mention the name; Lieberman has lived with me four years. Don't you know that he now lives at 172 Division street? Not he, not this Lieberman; a brother of his lives there. I am a widow woman.

BECCY GOLDSTEIN, SWORN, and EXAMINED, TESTIFIED:

I live at 212 Madison street, with Mrs. Zimmerman, and I am her sister; I was at home on the evening of December 14th, 1892, at 212 Madison street; I got home before seven o'clock; my sister and Mr. Lieberman were there, this Mr. Lieberman who is here; his brother, Morris Lieberman, was not there. The prisoner was at the house? The prisoner was there, but not his brother. I work at 125 Monroe street, and stopped work at half-past six, and from there I went straight home; it took me ten minutes to get there, and when I found Mr. Lieberman, the prisoner, there; and I heard him say that he

had to go to a meeting at eight o'clock; he left when he was dressed. Was he there all the time from the time you came home until he went to the meeting? He was in the room, dressing himself, making himself ready. We have three rooms there; the rooms open into each other. He was dressing himself, with the doors all open; is that it? He put his coat and vest on and went away. Were you home on the 15th of December, in the afternoon, about three o'clock? We left the Clinto Court at three o'clock. With whom did you go from the Clinton Street Court on December 15th? I and my sister and this Lieberman here, and his brother was also there. When did you go to the Clinton street court, the Fifth District Court? At nine o'clock in the morning, and we went there at three o'clock; we left in the afternoon. Why did you go to the Clinton Street Court We had a trial with a land-lord there. The landlord wanted to disposess your sister from the place she lives in now? Yes. Was the case tried there? It was taken away from that court, it was sent to the Second District Court for trial. What time did you go home? It was in the neighborhood of half-past three. Did Mr. Lieberman, the prisoner, go home with you and your sister? I and my sister went home, and he and his brother separated from us. Do you know Mr. Schreiber? Yes. Do you remember Mr. Schreiber coming to the house on the afternoon of the 15th of December? Yes, it was about four o'clock just when we came from the court. State what took place, or what was said by your sister, or by you, or by Schreiber? When he came in he asked my sister if she knew where Kalman Suffin was living. My sister said, "I think that he lives in Cherry street, but I don't know the number of the house. A young man by the name of Furst was in the house

also, and Schreiber said to him, "Do me a favor and show me where Kalman Suffin lives." Then the young man left with Schreiber to go to find Kalman Suffin. Did Schrieber come afterwards to the house? In the neighborhood of four o'clock Schrieber came, and this Lieberman was home, the prisoner. What took place at that time? When Schreiber came in, he said, "Good day, Mr. Lieberman, I am glad to see you; I want you." Then Lieberman said, "What do you want me for?" He said, "I will tell you what happened to me. Last evening Kalman Suffin came into my place, and he asked me to cash a check for him for one hundred and thirteen dollars. I afterward found out from the bank that the check was a bogus check." Then Lieberman says, "Whose signature is on the check?" He says, "I had checks cashed for him before, and they all turned out all right." Then he said, "Well, Lieberman, do me a favor; come with me and we will try to find Suffin." Then they left together. In about half an hour a messenger came and told my sister something. Did you hear that Lieberman was arrested? Yes. Did you go with your sister to the Eldridge station house? Yes. Did you see Schreiber there? Yes, when we came to the station house we saw Schrieber coming out. Did you have any talk with him, or hear any talk? My sister asked Schrieber, "What is the matter that Lieberman is arrested?" Then Schrieber said, "I had him arrested." She asked him why, and he said, "People told me that he knows where Suffin can be found, and so I had him arrested to make him tell where Suffin lives." Anything else said at that time there? He said, "If he persists in not telling me where Suffin can be found, I will show him that he will get five years in State Prison."

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By District Attorney:

Have you a brother by the name of George Goldstein? I have a little brother, but his name is not George. Did you ever see this check before? (Check shown.) I did not take that check into my hand, I can't tell. Was not this check drawn in your house, 212 Madison street? No, not in my house.

PHILLIP FURST, sworn, and examined, testified:

Where do you live? I live at 218 Madison street. Were you present on the 14th of December, at the house of Mrs. Zimmerman, in the evening? Not the 14th, I was there on the 15th. When I was sitting there, Mr. Schreiber came in and was asking Mrs. Zimmerman where Suffin lived. She said somewhere in Cherry street, but she did not know the number. She asked him what was the matter, and he told her he had some trouble about a check. He said, "Mr. Suffin came in the day before, in the evening, and changed a check," and that he sent it to the bank, and that it was no good. He wanted to find where Suffin lived. He asked me to do him a favor and show him where Suffin lived. I went down to 274 Cherry street with him; I didn't go in there, but Schreiber went in, and he couldn't find Suffin. Did you see Schreiber any time after that again? No. When Schrieber came there, did he ask for Lieberman? No, he asked for Suffin. Lieberman was not there. Schrieber asked me to show him where Suffin lived.

MORRIS LIEBERMAN, sworn and examined, testified:

I am twenty years old, and have lived in New York five years. I keep a tailor shop in Norfolk street. When were you at the house No. 212 Madison street? At nine o'clock in

the morning of the 15th. Were you there in the afternoon of Thursday? I was all day in the Clinton street Court, I came back with Lieberman. I went to the Clinton Street Court on the morning of the 15th, at nine o'clock, and remained there until about half-past three; I went back to this house in Madison street, and got there about a quarter before four; I saw Mrs. Zimmerman and her sister, and my brother, the defendant, went with me to the house. What took place in the house, at that time, when you and your brother came home; did Schrieber call at the house in the afternoon? I came home, and Schrieber came in and asked for Mr. Suffin, that was just right away when I came there with my brother. He said, "Do you know where Mr. Suffin is?" I told him I did not know where he lived, I did not see him all the week, and my brother told him that he did not see him all the week. I couldn't speak good English. He said, "Do you know, Mr. Suffin came in yesterday, between eight and nine o'clock, and he changed a check for one hundred and thirteen dollars; he took a drink for five cents, and he took out of my pocket one hundred and thirteen dollars." He told me Kalman Suffin endorsed the check. He asked me if I would go with him and find out where Suffin was. He said he did not know where he lived, and I said I would go with him and try to find him out. I went with him alone to find Suffin, I went in Cherry street, I don't know the number, I went with Lieberman and Schrieber. We did not find Suffin. We went to another place, but couldn't find him; I think we went to three places. Did you see Mr. Schrieber after that? No, I went back home, I went to Mr. Schrieber's house, in the saloon, with Lieberman. Mr. and Mrs. Schrieber came down from some place, and Mrs. Schrieber said, "Mr. Lieberman, do you know

where Suffin is?" He said, "I don't know." She said, "If you don't show me where Suffin is, I will make you bleed." Mr. Schrieber said to her, "What do you want? Mr. Lieberman did not change the check, he did not know anything about it." Mr. Schrieber said, "Mr. Lieberman was not there when the check was changed, and he did not know anything about it?" He did not know anything about it.

MAX ROSENBERG, sworn and examined, testified:

I live at 215 Rivington street. Were you present on any day -- or see Mr. Schrieber at his place of business on the 14th or 15th of December, 1892? It was on Friday night, I don't remember what date it was. No, I did not see Mr. Schrieber, I was in the place, and I found Mrs. Schrieber there. I was asking Mrs. Schrieber ---- You did not see Mr. Schrieber at all? No, I did not see him.

JULIUS WEINBERG, sworn and examined, testified:

I live at 114 Madison street and am a merchant tailor; I know Mr. Schrieber; I did not see him on the 14th or 15th of December, 1892; I saw him a couple of days after Mr. Lieberman's arrest, in the street; I met him at the corner of East Broadway and Rutgers street. I asked Mr. Schrieber what the trouble was with Lieberman. He told me about the check business. I asked Mr. Lieberman, "Did you change the check to Lieberman or to anybody else?" He said, "I did not change the check to Lieberman, I only changed the check for the other party." He did not mention the name of the other party. I know Mr. Lieberman for the last seventeen years. I know him from the old country. What is his character dur-

ing all the time that you know him? Everything was all right, he never had any trouble before. Nothing ever said against his character? No. How old are you? Thirty-four. How old is Lieberman? I don't know.

CROSS EXAMINATION:

When was it that you saw Mr. Schrieber? I saw him a couple of days after I found that Lieberman was arrested. You now state that Schrieber, after having Mr. Lieberman arrested, told you that Lieberman had nothing to do with that check? Yes. Where do you live? 114 Madison street; I have got another place of business.

LESTER COHEN, sworn and examined, testified:

At present, I am special partner in two or three concerns; I am in no active business. My business has been manufacturer of clothing. I reside in New York, and know Lieberman something like eight years, and his character is first-class. Did you meet Mr. Lieberman the day he was here for pleading? I was serving on the jury, and I saw Lieberman in this court. That was the time you went and told him you would be a witness for him for character? I did, that's right.

ABRAHAM LEVISON, sworn and examined, testified:

I am in the real estate business, I do not know Schrieber, but I have known Lieberman for sixteen years; he used to buy goods from me. I know his general character; he is a good man.

FISH SANDLER, sworn and examined, testified:

I am a shoe dealer, and have known Lieberman sixteen years, I know that his character is first-class.

BENNETT LIEBERMAN, THE DEFENDANT, sworn and examined, in his own behalf, testified:

Where do you live? 212 Madison street. Were you, on the 14th of December, 1892, between six and seven o'clock on that day, in Mr. Schrieber's place of business? No. Did you give him any check to be cashed? No. Did you get any cash from him on that day, or any other day, relating to this check? (Showing check.) I only have seen that check that day, on the 15th, I never saw that check at all on the 14th of December. When was the first time you saw the check? That was on the 15th, about half-past three o'clock, when he came into the house. Were you home, at 212 Madison street, in the afternoon and evening of December 14th, Wednesday night? Not in the morning, I was away, but in the afternoon I came home and was sitting home playing checkers with some one there, and I was there until eight o'clock, when I went to a meeting. What time did you get home on the 15th of December? On the 15th of December, I came home about half-past three or four o'clock. Schrieber came to my house first, and I went with Schrieber to Shapiro, 179 Church street. And that was the first time when you saw the check? Yes. Have you seen Suffin? No. Did you see him on the 14th of December? No. Was he with you in Schrieber's place of business? No. Were you in Schrieber's place of business? I was not that night. Do you recollect when you were arrested? Yes, on the 15th, about a quarter past four. Did you see Schrieber after you were arrested? Yes, he called, at twelve o'clock, in the station house. Did you have any conversation with Schrieber in the station house? Yes, I did. What did he say to you? He called me

up and said, "Lieberman, I want you to go with me now, and show me, may be you will find Suffin home;" and he says to the Sergeant at the station house, "I want you, Sergeant, please to be so kind, I have that man here only to frighten him to tell me where Kalman Suffin is, I want you to let him out, may be we will find him." The Sergeant refused to let me go; "I won't do it for you, the man was arrested once and I will keep him until to-morrow morning, at the Essex Market, for the Judge to decide it," the Sergeant said. It was a quarter to twelve at night. What was the Sergeant's name who was at the desk? When they arrested me, it was a tall mann, but at twelve o'clock it was a small bit of a man. Who was the man that was there at the time you had this talk with Schrieber? It was a tall, fat fellow. You saw Mr. Schreiber on the 15th, at 212 Madison street? Yes. What did Schrieber want you to do? He comes in and says, "What do you think, Suffin came in last night to my place and he changed a check for one hundred and thirteen dollars, and he had a drink. What do you think of such a common, low man, only having a five-cent drink, to pull me of so much money?" I was astonished, I says to him, "Who did sign that check?" He said, "Suffin did." He says, "Won't you be so kind as to go with me and try to see where I can find him, I don't know where he lives, it is somewhere in Cherry street." We went to several places, but we couldn't find him. He called me into his saloon, and his wife came down and began to halloo at me terribly. When she started to hulloo at me, he said, "What are you hulloing about, he did not know anything about it, he was not there when it was changed, he did not get any of the money." Mr. Schrieber said that, to his wife. He

sent a boy for an officer, and he had me locked up. I do not know what he said to the officer or to Judge Duffy, in the police court. Judge Duffy showed me the check. You were never arrested before, were you? Never.

CROSS EXAMINATION:

You said, in your direct-examination, that when you were arrested and in the station house, Mr. Schrieber came there and asked the Sergeant to let you go? No, not right away. When did he say it? First, he had me arrested, and they put me down in a cell; he came back, it was a quarter after twelve, or something like that, he called me up, and he spoke to me. And he told the Sergeant that he only had you arrested to frighten you? That's all; I can swear to that; he begged him to let me go, but he refused to let me go. Do you know George Goldstein? No. Look at that check and tell me if that is not your hand-writing? No, if I could write like that I would be all right. Is that your signature at the bottom of it? Yes, in the bottom. But the upper portion of it is not in your hand-writing? No. You had a partner by the name of Suffin; didn't you? Yes; S. Suffin. He is your partner now? No. What is "S" for? Sam. Suffin; he is a brother. The other is Kalman Suffin? The other is Kalman Suffin. Where is the man that gave this check to Mr. Schrieber? I don't know. Where is your partner Suffin, is he in court? No, I do not think he is in court, I haven't seen him for two months; he has got a different business now. Do you know Mr. Koss? Yes, I know him. Do you know that man? Yes, I do, we belong to the one society. What is his business? He is a book-keeper, somewhere. Do you remember, on December 14th, about six

o'clock in the evening, going to that gentleman and asking him to cash this check for you? No, I did not. Do you remember saying to Mr. Koss, "Give me one hundred and thirteen dollars, give me fifty or seventy-five dollars?" No, if I said that I shall be hanged right away, in front of every one of you; I never said that. When did you see Kalman Suffin last, the man who signed this check? I haven't seen him for a week, I don't know whether he signed it or not; I saw him about a week ago, somewhere on the street; he belongs to the lodge, to the same society. Have you brought him here as a witness? No. Where does he live? In Cherry street, two hundred and something, I don't know exactly the number. You have seen him on an average, every two or three days since you were arrested? No, since I was arrested I never saw that man; it was before I was arrested I saw him. Have you made any effort to find him since you were arrested? No, only what Schrieber made -- where can I find him? You said you knew he lived in Cherry street? Yes. You never went to look for him? No, I went to other places where I always used to see him. Do you know this man) pointing to Mr. Bernstein? No. Did you never see him before? I did not see that man before, I do not know; may be I seen him, I do not know. Do you remember seeing that man in Schrieber's saloon on the night of the 11th of December, when the check was cashed? No, I was not there at all. Did you ever see this man before, (pointing to Mr. Bayer)? Yes. Where did you see him? I saw him two or three weeks ago, corner of Rivington and Delancey streets; he is a bartender down there. It was not on the 14th of December that you saw him, was it? No. Didn't you see him in Schrieber's place

on the night of December 14th, when this check was cashed?
No. Do you know this gentleman? (Pointing to Doctor Appel)?
Yes. Did you ever show him this check, or did you ever ask
him to cash it for you? No. Did you see him on the night
of December 14th, in Schrieber's place? I have not seen that
man since about a year ago, to a picnic, since that I never
saw him; I wish I would not see him. Why? I simply heard,
since I was arrested, that he was going to have evidence
brought against me, false witness. Who told you that? Max
Rosenberg; there is Max Rosenberg (pointing to a man in
court). On the night of December 14 what time did you get
to 212 Madison street? About a quarter to eleven, when the
meeting was over. I mean in the afternoon; what took you
home so early in the afternoon? I was in Brooklyn, I had a
pretty heavy walk, and I came home, I had to rest, I had to
attend a meeting; I am chairman. That was about three
o'clock in the afternoon, and you did not go out until about
eight? Yes. Who was in the house? Mrs. Zimmerman, her
sister, my brother-in-law and myself, that's all. You left
at about eight o'clock, and went to lodge? Not exactly,
before eight. The next day what time did you go home? I
slept during the night home, and then I got up about half-past
eight and said my prayers and had my breakfast, and then we
went to the Fifth District Court, Mrs. Zimmerman, her sister
and Morris Lieberman; I was a witness. What time did you
get home? We came home between three and four. From be-
tween three to eight o'clock, at some portion of that time,
you were playing checkers? Yes, with Jacob; he is a blind
fellow, with one eye; there was another man in there, and
Mrs. Zimmerman and her sister. Those two men were in the

habit of going in and out of there, and I know them about a year; I do not know exactly where they live. They are workmen, and one of them is an operator for a tailor. Have you brought these men to court? No. Have you made any effort to bring them to court? No. I know Mr. Shapiro, I went to his place with Schrieber, he asked me to go and look for Suffin. How did you know that Suffin could be found at Shapiro's place? I know that he was working for him. Didn't you ask Shapiro to let you have some money, to make the check good? No. Did you ever tell Schrieber if he would give you a little time you would make the check good? No, he sent several men to me, I saw him at the meeting last week. He did not speak to me personally, but he sent several men over to me. Did Mr. Schrieber say anything to you at any time about paying that check himself? No.

REBUTTING EVIDENCE.

ABRAHAM KOSS, sworn and examined, testified:

I am representing the banking business of B. Weinberger, at 382 Grand street. I was there on December 14th, 1892, Wednesday. I know the defendant. I have seen the check now shown me before. Mr. Lieberman came to me, in the banking house, on Wednesday, at six o'clock, and asked me if I could change this check. I said, "I have no money." He said, "You could do me a favor, because I need money; give me sixty or seventy-five dollars, and the rest to-morrow." I said, "I have no money." Lieberman then went away with the other man who came with him -- Kalman Suffin, his partner.

CROSS EXAMINATION:

How did you know that Kalman Suffin was his partner? Because six weeks before he came with this Suffin, and they wanted

a loan on their sewing machines. Do you know Sam Suffin? Yes, I know him too; he belongs to the same lodge with me. Kalman Suffin is his partner. You are sure Kalman Suffin is his partner? Yes. Was that check endorsed already when you saw it in your place of business? I cannot recollect if it was endorsed, but I saw the check. Did you ask Kalman Suffin whose check it was? Kalman Suffin was with him, Lieberman gave me the check, showed me the check, to have it cashed. Kalman Suffin only said to me, "I can never get a favor from you."

MORRIS BERNSTEIN, sworn and examined, testified:

I am in the liquor business, at 80 Norfolk street, and I know Schrieber, the complainant. I saw Lieberman, the defendant, on the 14th of December, 1892, in the evening, in Schrieber's place; he was with another gentleman, it was before seven o'clock. This defendant and another man came in right by the bar where I stood and asked Mr. Schrieber if he shall change him a check. Mr. Schrieber was in conversation with him, and he said, "Yes;" he went to his pocket-book and he took out five twenty-dollar bills, and he went to his register and he took out a five-dollar gold-piece, and then he unrolled the bills and he was giving him the balance of change out of the register, and a tailor man came in and endorsed the check. Mr. Schrieber showed me the endorsement, and I would recognize it if I saw it. Look at it, and say if that is the check that you saw cashed (check shown)? Yes, that is the check. I asked Schrieber on the night if he knows the parties? He says, "I changed him some checks before." Schrieber says to him, "Is that check good?" This

gentleman here, and the other one, answered at the same time that the check is perfectly satisfactory, being from Goldstein. This defendant said, the check is splendid; the money was lying down on the desk. I saw Mr. Schrieber when they brought me the subpoena, I asked him what it is; and he said to me, "Were you up that night in my house, when the check was drawn?" I says, "Certainly." You are positive you were there on Wednesday night? Certainly, I stayed there about half an hour and then I went right straight home. I came there about five minutes before seven; I came after six, and left before seven.

HAYMAN BAYER, sworn and examined, testified:

I am a bartender for Mr. Schrieber, and worked for him on the 14th of December, 1892. I know the defendant; I saw him in Schrieber's place on the 14th of December, between six and seven o'clock. There was some party with him, whom I did not know; I saw him get money from Mr. Schrieber on a check; I know it was about one hundred and thirteen dollars; I did not count the money, I did not look at the check; all I know is, I saw him get over a hundred dollars on the check from Schrieber, and that was between six and seven o'clock in the evening. I saw Mr. Bernstein and Mr. Appel there also.

CROSS EXAMINATION:

I am the bar-keeper in Mr. Schrieber's place at 163 Livingston street. I came there in the morning of the 14th of December, about five o'clock, and generally leave about nine o'clock in the evening. There were customers in the store between six and seven; I was behind the bar, and Mr. Schrieber was also behind the bar, next to me. The register is at

the end of the bar. I did not care about the talking; all I saw was that Mr. Schrieber gave him the money.

SOLOMON APPEL, sworn and examined, testified:

I am a physician, at 138 Rivington street; I know the defendant and saw him on the 14th of December, at Mr. Schrieber's place, between six and seven o'clock. There was somebody else with him, Mr. Bernstein was there. Mr. Lieberman had a check and Mr. Schrieber gave him money. I am in this country seven years, and was admitted as a physician in the old country, in Austria, about twenty-two years ago; my certificate is filed in New York. I was in Mr. Schrieber's place between six and seven o'clock.

EZEKIAL J. SCHRIEBER, recalled, by District Attorney:

Mr. Lieberman, who has testified here, states you told him you only arrested him to scare him; did you have any such conversation as that with him? No. Did you say to the Sergeant in the station house, on the night of the day he was arrested, that you wanted to let him go, that you only arrested him to scare him? No, I am not such a greenhorn, I would not be such a fool. Did you say to Weinberg, a after you had Lieberman arrested, that Suffin was the man who got the money, and that you only arrested him to make him tell where Suffin was? No. Did you say that to Mrs. Zimmerman or to Miss Goldstein? No. Did you go to Mrs. Zimmerman's house? Yes, that was about one or two o'clock on the day of the 15th, but I was not there on the 14th. I went there to inquire where Lieberman was, and she told me that --- You did not say to Mr. Shapiro, either, that Mr. Lieberman did not get the money? No, I was with Lieberman;

we spoke about that check to Shapiro. I went to the Eldridge street station house twice, once with Lieberman, and then again in the evening. Did Kalman Suffin buy a drink for five cents in your place, on the night of the 14th of December? They both bought two drinks for ten cents; that is all. But they did not give you a check in payment for the drinks? No, they gave me ten cents; and I gave five twenty dollar bills, a five dollar gold piece, and eight dollars to Lieberman. I understood you to say that you would not have given anything at all to Kalman, which of the two did you hand that money to? To Lieberman. I saw Mr. Lieberman at the station house, at twelve o'clock at night. I know the handwriting of the defendant, and have seen him write; I have seen him write at every meeting. Look at the signature shown to you and state whether that is in his hand-writing? Yes.

District Attorney: Will counsel admit that it is in the hand-writing of the defendant?

Counsel: Yes, it is, we will admit it. I will admit that is his hand-writing and that is his signature, we have nothing to conceal.

The Jury rendered a verdict of GUILTY with a RECOMMENDATION TO MERCY.

188

of work sent by **Newborg, Rosenberg & Co.,**
154 CROSBY ST. & 620 BROADWAY.

154 CROSBY ST. & 620 BROADWAY.

G. v.

To be made according to instructions or returned at once.

[illegible]

Please have these done by

1888

Memorandum of work sent by Newborg, Rosenberg & Co.,

154 CROSBY ST. & 620 BROADWAY.

P.

To be made according to instructions or returned at once.

Lot.	Quantity.	Price.	DIRECTIONS FOR MAKING.
			Espr: 3 rounder pockets, 1 side pocket & double stitched.
			Please have these done by _____

Please have these done by

0170

459 GRAND STREET.



NEW YORK

Dec 14th

1892

No. *95*

Deposited by
THE EAST SIDE BANK

PAY TO THE ORDER OF

Salman Suffin

\$ *113⁵⁰/₁₀₀*

One hundred thirteen

DOLLARS

George Goldstein

Stewart Warren & Co Litho 29 Howard St N.Y.

0171

Waltham

Tolson

W. C. Schaefer

FOR DEPOSIT IN
THE EAST SIDE BANK
TO THE CREDIT OF
ADOLF PRINCE.

0172

Police Court—

District.

(1885)

Affidavit—Larceny.

City and County } ss.
of New York, }of No. 33 Canal Esquil I. Schreber.
occupation Liquor Street, aged 38 years,deposes and says, that on the 15 day of December 1892 being duly sworn,
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:Good will and safe money to the
amount of one hundred and thirteen
dollars.the property of Esquil I. Schreber.has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen
and carried away by Samuel Suffin and George Goldstein

Samuel Suffin and George Goldstein both of the City of New York
date the defendant Esquil I. Schreber, the
said Samuel Suffin, who was arrested
came to defendant's place of business
and requested defendant to cash (hand
in cash) the said check.
defendant then represented to
Goldstein and that the drawer of
said check Goldstein had an
account at the First State Bank
that they had received the check from
the said Goldstein for work that
they had done for him. defendant
believing the said representation, to

Sworn to before me this

of 1892

Police Officer

Leiberman and the said Suffer
 be true gave the defendant the
 said sum of money that they had
 then left defendant place together
 and in company of each other
 to the bank. It is further by
 the said defendant that the
 said check of \$100.00 was given to
 the said Goldstein as a
 receipt at the First National Bank of
 Chicago defendant is the assistant-
 manager of the bank.

There are defendant charges
 the said defendant Leiberman and
 said Suffer and Goldstein not
 yet arrested with coming in
 concert with each other and
 feloniously taking and carrying
 away the said sum of money
 from the defendant
 this 17 day of Dec 1932 } E. Schmecke

W. J. Caffrey
 Police Justice

0174

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

Ralph J. Vandervoort
aged *50* years, occupation *Asst. Paymaster* of No. *459* *Grand* Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Ezekiel Schreier*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this

of

17 day *Ralph J. Vandervoort*
December 189*2*

W. J. Duffy

Police Justice.

0175

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss:
OF NEW YORK,

Bennett Lieberman being duly examined before the undersigned according to law, on the annexed charge, and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he sees fit, to answer the charge and explain the facts alleged against him; that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer. *Bennett Lieberman*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *Russia*

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

Answer. *312 Madison St. 4 years*

Question. What is your business or profession?

Answer. *Clothing examiner*

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*

Bennett Lieberman

Taken before me this

day of

[Signature]
Police Justice.

0176

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

defendant

ten ~~guilty thereof~~, I order that he be held to answer the same, and he be admitted to bail in the sum of ten Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, Dec 17 189 2 W. J. Duffy Police Justice.

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

Dated, Dec 17 189 2 W. J. Duffy Police Justice.

There being no sufficient cause to believe the within named defendant guilty of the offense within mentioned, I order he to be discharged.

Dated, Dec 17 189 2 W. J. Duffy Police Justice.

0177

Police Court,

3

1579

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Ernst Schreiber
33 Canal St
Rennett Heberman

Office
Grand Jury

BAILED.

No. 1, by

Residence

Hyman Rubenstein
1204 E. 11. Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated,

Dec 17

1892

Duffy
Goley

Magistrate.

Officer.

Precinct.

Witness

Ralph J. Vanderwoort
No. 459 Grand Street.

No.

Street.

No.

Street.

\$

1000.

to answer

Baker

Court of General Sessions

The People vs
 agt
 Barnett Liberman }

City & County of New York ss:

Albert Jaret being duly sworn says: I reside at Yonkers, New York and am a member of the firm of A. Jaret & Co., doing business at Nos. 1, 3 & 5 Bond St., New York City. I have known the defendant Liberman for 8 or 9 years last past and know him to be respectable and honest in every respect. I have had business transactions ^{with him} involving large sums of money and in every instance he has been faithful and honest and do not think he would commit a criminal act. I do not hesitate to say that if he is released, I would employ him in a responsible position, where he would have access to the large amount of money I daily collect in my business.

Sworn to before me this

11th day of January 1893,

Max J. Dintman

Comptroller,
 City of New York

[Signature]

Court of General Sessions,

The People vs
^{appt}
 Barnett Liberman

City & County of New York ss:

Lester Cohn being duly sworn says,
 I reside at No. 42 W. 132nd Street, N.Y. City.
 I am a member of the firm of Schwartz
 & Cohn, doing business at No. 48 Howard
 St., N.Y. City, I have known ^{Liberman} ~~him~~ for the
 past 8 years. He was formerly in my
 employ and occupied a position, where
 he controlled large sums of money, but
 he was always honest and faithful
 in every regard. I do not think him
 capable of committing a criminal act.
 Were sentence to be suspended, I would
 willingly and gladly employ him, giving him
 a trustworthy position, one where he would
 have access to all my business affairs.

Sworn before me this
 11th day of Jan'y 1893.

Lester Cohn

Max D. Justman

Com of Deeds
 N.Y. City

"JEWISH DAILY NEWS,"
"JEWISH GAZETTE,"
185 EAST BROADWAY.

K. H. SARASOHN,
Editor.

New York, January 12th 1893.

I hereby certify that I have known Mr Barnett Liberman for the last two years. For the past two years I have been President of the "Hebrew Sheltering House" Society and during which time I have found Mr Barnett Liberman a hard and earnest worker for the society. He gave all his leisure time to the assistance of his poor brethren, He is considered by his acquaintances a man of honor and integrity, and his family connections are regarded as highly respectable. I cannot believe him capable of wilfully committing a criminal offense. I earnestly petition the court for a suspension of sentence

Sworn to before me

This 12th day of January 1893
Mark H. Goodhue
Commissioner of Deeds.
N.Y. City & Co.

Very Respectfully

Kasryel H. Sarasohn

0 18 1

Court of General Sessions

The People vs }
 against
Barnett Liberman }
 defendant }

City and County of New York ss:

Marc Goldberg being duly sworn, deposes and says:

I reside at No. 314 Henry Street in the City of New York. I am the Superintendent of the advertising department of the newspapers "Jewish Gazette" and "Jewish Daily News", and have an office at the Pulitzer Building New York City.

I am acquainted with and have known the defendant above-named for about three years last past and know that he has heretofore always borne an excellent reputation and that his character has always been good; and know that his parents are eminently respectable people.

Subscribed and sworn to }
before me this 10th day }
of January, 1893 }
Adolph Cohen }
Notary Public }
N.Y.C. }

Marc Goldberg

Court of General Sessions
 The People &c
 against
 Bennett Liberman
 defendant

City and County of New York }
 Mendel Levine being
 duly sworn, deposes and says:
 I reside at No. 38 Norfolk Street New York
 City. I am a dealer in Real Estate.
 I have known the above-named
 defendant for about six years last
 past, and know that until his con-
 viction in the charge herein, he has
 always had a good character and
 reputation. I further state that I
 know his parents to be highly respectable.

Subscribed and sworn
 to before me this }
 10th day of January 1893 }
 Adolph Cohen }
 Notary Public }
 N.Y.C. }

M. Levine,

Court of General Sessions.

The People vs
 agent
 Barnett Liberman }

City & County of New York ss;

Bernhard Schlester of said city
 being duly sworn says; I am a member of
 John Schlester, doing business at No.
 215 & 217 Greene St., N.Y. City. I have
 known Liberman for the past three years.
 He was formerly in my employ, and I have
 always found him to be honest and faith-
 ful in every respect. Were he to apply
 to me for a position, if one was vacant,
 I would not hesitate to employ him.
 Sworn to before me this

11th day of Jan'y 1893.

Max D. Lintner

Comptroller

N.Y. City

Bernhard Schlester
 215 & 217 Greene St.

Court of General Sessions
of the City and County of New York

The People of the State of New York)

on complaint of Ezekiel Schreiber :

against)

Barnet Lieberman :

CITY AND COUNTY OF NEW YORK SS:

HERMAN COHEN being duly sworn, says; I
reside at No. 171 E. 90th Street, said City and am of the
age of twenty seven years.

I am a member of the firm of D. Cohen & Sons
doing business at No. 43 Great Bones Street, said City, and
as such had occasion to find out the character of the de-
fendant in this case for the reason that my said firm have
from time to time given him employment, to wit, entrusted
him with material of the firm sometimes as high as \$500
worth to be made up by said defendant into boys' jackets;
while so employed by my said firm the defendant has never
been guilty of any irregularity or wrong or questionable
act but has always returned the goods entrusted to him and
has always acted as an honorable business man would act.
I have had occasion to meet acquaintances and friends of
said defendant and I know that he has always borne a
splendid reputation.

I was very much surprised when called upon to

make this affidavit as to his character and can not understand how he could have been guilty of the act he is charged with in the light of ~~his~~ his past transactions with me, and notwithstanding the finding of the jury in this case should the defendant see fit to apply for employment of my firm ~~as he has hitherto done~~, I would be ready and willing to entrust him with work and to give him all the confidence that he once enjoyed.

Sworn to before me this 11th: *Herman Cohen*

11th day of January 1893. :

Henry Keith
Notary Public (38)
N. York County

Court of General Sessions.

The People vs
 agt
 Barnett Liberman }

City & County of New York Co.

Joseph Klein being duly sworn says
 I reside in the City of New York & do business
 at Nos. ¹⁸~~19~~ & ²⁰~~21~~ E. 4th St. I know the defendant
 and have known him for eight years. He was
 in my employ. I have always found him
 honest and faithful and trustworthy. I would
 willingly employ him at any time were he
 in need of a position.

Sworn before me this

11th day of Jan'y 1893

Jas. Klein.

Max J. Liberman

Com. of Deeds
 City of N.Y.

Court of General Sessions
of the City and County of New York

The People of the State of New York)
on complaint of Ezekiel Schreiber :
against)
Barnet Lieberman :

CITY AND COUNTY OF NEW YORK SS:

JULIUS COHEN being duly sworn, says; I
reside at No. 178 E. 114th Street, *I am 55 years old,* said City; I am the
manager of the firm of D. Cohen & Sons doing business at
No. 43 Great Jones Street in the City of New York and am
the father of Herman Cohen, whose affidavit is hereto an-
nexed. I have known the defendant for about fourteen
years and during said time know that he has borne a first
class reputation; I recommended him to my said firm as
a man who could be trusted and who was entitled to receive
the confidence of the firm. In pursuance of my recommenda-
tion the said defendant did enjoy the confidence of my said
firm and during the years he was employed by said firm he
never in any instance or particular abused the said confidence.

Sworn to before me this :
11th day of January 1893. :

Edmund Pittiner
Cour. of Seeds
N.Y.C.

Julius Cohen

Count of General Sessions

The People vs

— vs —

Barnet Liberman

Affidavits

0100

0189

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Bennett Seideman

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

Bennett Seideman

of the CRIME OF Grand LARCENY in the second degree,
committed as follows:

The said Bennett Seideman,

late of the City of New York, in the County of New York aforesaid, on the fifteenth
day of December, in the year of our Lord one thousand eight hundred and
ninety-~~two~~ ^{two}, at the City and County aforesaid, with force and arms, with intent to
deprive and defraud one England Schneider

of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the
use and benefit thereof, and to appropriate the same to his own use, did then and there
feloniously, fraudulently and falsely pretend and represent to the said

England Schneider,

That a certain paper writing in the words
and figures following to wit:

New York Dec 14th 1892 no 95

The East Side Bank

Pay to the order of Herman Sobbin \$ 113.⁰⁰/₁₀₀

One hundred fifteen ———— Dollars

George Goldstein "

and endorsed "Herman Sobbin" which the
the said Bennett Seideman then and there

0190

produced and delivered to the said
Isidore Schneider, was then and
there a good and valid order for
the payment of money and of the
value of one hundred and fifteen
dollars,

By color and by aid of which said false and fraudulent pretenses and representations, the said

Bennett Seidman

did then and there feloniously and fraudulently obtain from the possession of the said

Isidore Schneider the sum of one
hundred and fifteen dollars in
money, lawful money of the
United States of America, and
of the value of one hundred
and fifteen dollars,

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

Isidore Schneider

with intent to deprive and defraud the said

Isidore Schneider

of the same, and of the use and benefit thereof, and to appropriate the same to his own use.

Whereas, in truth and in fact, the said paper writing of which
the said Bennett Seidman so an
afforesaid then and there produced and
delivered to the said Isidore Schneider
was not then and there a good and
valid order for the payment of money

and was not of the value of one hundred and fifteen dollars, or of any value, but was wholly worthless.

And Whereas, in truth and in fact, the pretenses and representations so made as aforesaid by the said Bennett Seideman to the said Ezraiel Schneider was and were then and there in all respects utterly false and untrue, as he the said Bennett Seideman at the time of making the same then and there well knew;

And so the Grand Jury Aforesaid, do say that the said Bennett Seideman in the manner and form aforesaid and by the means aforesaid, the said proper moneys, goods, chattels and personal property of the said Ezraiel Schneider, then and there feloniously did STEAL, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

DE LANCEY NICOLL,
District Attorney.

0 192

BOX:

506

FOLDER:

4610

DESCRIPTION:

Lilienthal, Charles

DATE:

12/02/92



4610

0193

Witnesses:

Offe O'neil 12th

557

Counsel,

Filed,

day of

1892

Pleads,

THE PEOPLE

vs.

B

Charles L. Lienthal

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 82.]

May 23 93

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E. Sullivan

Foreman.

0194

Court of General Sessions of the Peace

2967

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Charles Lilienthal

The Grand Jury of the City and County of New York, by this indictment, accuse
of the CRIME OF *Charles Lilienthal* SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said *Charles Lilienthal*

late of the City of New York, in the County of New York aforesaid, on the *21st* day of *August* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

and to certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *Charles Lilienthal*

late of the City and County aforesaid, afterwards, to-wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, 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.

DE LANCEY NICOLL,

District Attorney.

0195

BOX:

506

FOLDER:

4610

DESCRIPTION:

Luidemann, Henry

DATE:

12/22/92



4610

0196

Witnesses:

George G. [unclear]

Counsel,

Filed, 22nd day of Dec^r 1892

Pleas, *My ally [unclear] 2/93*

THE PEOPLE

vs.

B.

Henry Lundenau

May 93

VIOLATION OF THE EXCISE LAW.
[Chap. 401, Laws of 1892, § 32.]
Selling, etc., on Sunday.

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Stephen Deluch

Foreman.

0197

Court of General Sessions of the Peace

2007

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Henry Ruderman

The Grand Jury of the City and County of New York, by this indictment, accuse
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

Henry Ruderman

late of the City of New York, in the County of New York aforesaid, on the *22nd* day of *October* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

~~and~~ to certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said

Henry Ruderman
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Henry Ruderman

late of the City and County aforesaid, afterwards, to-wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, 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.

DE LANCEY NICOLL,

District Attorney.

0198

BOX:

506

FOLDER:

4610

DESCRIPTION:

Lipsett, James

DATE:

12/02/92



4610

Witnesses:

Offe Long 23th
Jabell

570

Counsel,

Filed,

2

day of

1892

Pleas,

April 9

THE PEOPLE

vs.

J

James L. Lysol

Transferred to the Court of Sessions for trial and final disposition

Case 9. April 21st 1893.

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John G. Forster

Foreman.

VIOLATION OF THE EXCISE LAW.
[Comp. 101, Laws of 1892, § 32.]

0199

0200

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Lipsell

The Grand Jury of the City and County of New York, by this indictment, accuse
of the CRIME OF *James Lipsell* SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

James Lipsell

late of the City of New York, in the County of New York aforesaid, on the *14th*
day of *August* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong
and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill
of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spiritu-
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

~~and to~~ certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, against
the form of the statute in such case made and provided, and against the peace of the People of
New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said

of the CRIME OF OFFERING *James Lipsell* AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,
WINES, ALE AND BEER, committed as follows:

The said

James Lipsell

late of the City and County aforesaid, afterwards, to-wit: on the day and in the year aforesaid, the
same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one
gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of
a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and
expose for sale to one

and to certain other persons whose names are *James A. Varrell* to the Grand Jury aforesaid unknown, 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.

DE LANCEY NICOLL,

District Attorney.

020

BOX:

506

FOLDER:

4610

DESCRIPTION:

Lisa, Depaola

DATE:

11/23/92



4610

Witnesses:

Al. H. C. Haeder
Mike Andronico
Mario Giuseppe Carolo

Counsel,

Filed,

23 day of Dec 1892

Placed

THE PEOPLE

vs.

MANSLAUGHTER.
[Section 189 of Penal Code]

Depaula Lisa

June 23/93

Indictment

DE LANCEY NICOLL

District Attorney,

44th Ward

S.P. appears. H

A TRUE BILL

Indictment of 93

Herman Decker

Foreman

True Indictment

0203

From *St Vincent's* Hospital.New York, *Dec 17th* 18 *92*

To Coroner.....

Sir:

Please hold an inquest on the body of

Name: *Filippini Seneo* Residence: *234 West 24*Age: *33* years months days. Admitted *Sat* + day, *Dec 17th*Father..... *17th 1892, at 10¹⁵ o'clock A.M.*Nativity, *Italy*; ofMother..... By *Ambulance* Ain U. S.,..... in City. From *234 West 24* BCivil Bond: *Nil* Occup.: *Housewife* Examined by *Dr. Walker*Suffering from symptoms of *Facial Erysipelas* and *gumming* CSaid injuries said to have been received *by being struck on* D
head with bar of iron, slung in road
on right side at angle of lower jaw E*Philippini*Death took place *Sat* + day,..... *17th 1892 at 12 o'clock P.M.*

The Autopsy revealed..... F

Remarks:..... G

H. E. Walker M. D.
Acting HOUSE SURGEON PHYSICIAN.

- Ad. 1. State the day of the week.
 Ad. A. State whether by *Ambulance or Friends*.
 Ad. B. State whether from a *Precinct or a Residence* and give the name.
 Ad. C. State whether from *Natural Causes* or from *Shock* (conscious or unconscious) due to *Injuries*, and if so, give *name, place, date, number, character and Extent* of Injuries, always stating where indicated, whether *right or left*.
 Ad. D. State *when, where, how*, by what *means or persons* received, also whether *Accidental, Suicidal or Homicidal*; in falls, the distance, location and place; in *Burns and Scalds* the *circumstances* attending the same; in *runover* cases, the line of *Street, Car, Railroad or Conveyance*; in *Weapons*, the character of the same, &c., &c., always giving such information as will lead to an accurate knowledge of the case and facilitate judicial inquiry and justice.
 Ad. E. State *name, date, place, character and results* of any *operation or amputation* performed.
 Ad. F. Give a short resume of the *Autopsy* with the *Pathological Diagnosis* and the *Cause of Death* at the End.
 Ad. G. State here any important facts not embodied in the above statements.

0204

TESTIMONY.

A. J. Weston M. D., being duly sworn, says:
 I have made an examination of the body of
Philomena Deveau now lying dead at
Wincent's Stoppage and from such Examination
 and history of the case, as per testimony, I am of opinion the cause of
 death is *dry Ripules of face &*
scalp following contused
wound of face from a blow
received Dec 9th 1892 at
230 West St.

A. J. Weston M. D.

Sworn to before me,

this

18th day of

January

1893

Wm J. McKenna

CORONER.

0209

MEMORANDA.

AGE		PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years	Months			
35		Italy	St. Vincent's Bay	Dec. 18 th 92

Said to have been struck
at 53 Abbott St
on the head, Dec. 9th
Admitted to Hosp Dec 17th
Incurious & died same day

Police 10th Det.
Investigate & report

Dec. 28 1892

Capt J. S. Copeland
The 10th Precinct
reported, to investigate,
and send particulars to
this Comm. Office,

And Depolo arrested
by Captain Copeland, and
waived by Grand Jury

020

F. L.

Police No. 827
14th Quar.

1892

AN INQUISITION
On the VIEW of the BODY of
Philippa Durov

whereby it is found that he came to
his death by

Inquest taken on the *day*
of *189* before
FERDINAND LEVY, Coroner.

✓ *871*

0207

Coroner's Office,

CITY AND COUNTY
OF NEW YORK, } ss.

Liza Depolo being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to answer or not, all or any questions put to him, states as follows, viz.:

Question—What is your name?

Answer—~~He~~ Liza Depolo -

Question—How old are you?

Answer—Twenty four year

Question—Where were you born?

Answer—Italy -

Question—Where do you live?

Answer—234 Matt Street

Question—What is your occupation?

Answer—Housekeeper -

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

In the absence of counsel
I have nothing to say -

her
Liza Depolo
mark

Taken before me, this 20th day of January 1893

Wm J McKenna CORONER,

Phiburnus Tenata

0208

MEMORANDA

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported	
35	Years	Months	Days	Italy	Salineau's Hosp.	Dec 18/92

0200

4th Quar. 871. 1892
HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of

Philomena Deneoa

whereby it is found that she came to
her Death by the hands of

Liza Depolo

Inquest taken on the 20th day
of January - 1893

before

Wm J McKenna Coroner.

Committed

Bailed

Discharged

Date of death

02 10

R. 244 . 2. C.

Coroners' Office, New York County.

Inquest into the Death

- of -

PHILOMENA DENEVA.

)
)
) B e f o r e
) HON. WILLIAM J. McKENNA,
) and a Jury.
)
)
)

New York, January 20th, 1893.

A p p e a r a n c e s : Mr. Bradley, representing the
District Attorney, appears for the People .

-----:o:-----

The Prisoner, is not represented by
Counsel.

-----:o:-----

OFFICER JOHN J. HANLON, duly sworn:

By the Coroner:-

Q To what precinct are you attached, officer?

A. To the 15th Precinct.

Q State the story in your own way, what you know about
this case? A. I don't know anything about the facts
of the case, merely I was passing through Mott Street and
I heard there was a fight in a tenement house, No. 234;
I went up and found a lot of Italian people around two
women, they said, this woman assaulted Philomena Deneva,

0211

I

with this iron bar. I brought them both to the station house, and she made a complaint against this prisoner, for assault, she was hurt; the other one went home and in two or three days afterwards she died.

-----:o:-----

JOSEPH PARRILLI, of No. 86 James Street, is sworn to interpret the testimony of the following witness:

CARMINO PERILO, duly sworn:

By the Coroner:-

Q Where do you live? A. No. 234 Mott Street.

Q What is your occupation? A. Land lord of No. 234 Mott Street.

Q Did you know the deceased? A. I knew her by seeing her.

Q Do you remember the date on which this fight took place?

A. December, I don't remember the date.

Q Tell the circumstances attending this Death?

A. I was coming out of the yard and I saw this woman, Philomena, with a piece of iron bar and strike the dead and I took the iron bar from her.

Q What is the name of the dead woman? A. Philomena Veniti, both the dead woman, and the woman that committed the assault, their name was Philomena.

Q What else did you see? A. Nothing.

Q Is that all you can testify to? A. Yes, sir.

-----:o:-----

MARIA JOSEPH CARLO, duly sworn:

By the Coroner:-

Q Where do you live? A. No. 324 Mott Street.

Q State in your own way what you know about this occurrence? A. I was coming from the shop, myself and the dead woman, and this lady's husband and myself - myself and the woman that is dead were coming from the shop and the woman that struck her and her husband were waiting for her in the front yard. This lady's husband took her up stairs after she struck the dead woman and locked the door; the officer came along and the officer went upstairs and they refused to open the door.

Q Did you see her strike the blow?

A Yes, sir; I did.

Q After the blow was struck what did the dead woman do, did she fall down? A She walked to the station house and back.

Q With what weapon was the blow struck? A With an iron bar.

A An iron bar? A Yes, sir; something like an officers club.

Q It was iron, was it? A It was a wooden stick, but I think there was iron in it.

-----0000-----

No questions by the District Attorney

-----000-----

02 13

VERDICT: We, the Jury, find that the said PHILOMENA
DENEVA, came to her Death by erysipelas of the
face and scalp, following contused wounds of the
face inflicted with an iron bar in the hands of
LIZA DE POLO at No. 234 Mott Street, December
9th, 1892.

-----:-:-----

0214

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the house of *Lawyers Office*
No. 27 Chambers Street, in the *6th* Ward of the City of
 New York, in the County of New York, this *20th* day of *January*
 in the year of our Lord one thousand eight hundred and ninety three before
William J. McKenna Coroner for *Indiana and Lewis* Coroner,
 of the City and County aforesaid, on view of the body of *Philimena Deneoa*
 lying dead at

Eleven good and lawful men of the State of New York, duly chosen and
 sworn, or affirmed, and charged to inquire, on behalf of said people, how and in what manner
 the said *Philimena Deneoa* came to her death, do upon
 their Oaths and Affirmations, say: That the said *Philimena Deneoa*
 came to her death by erysipelas of face and
 scalp following continued wound of face inflicted with an
 iron bar in the hands of *Liza Depolo* at No. 234 West
 Street, December 9th, 1892.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisi-
 tion set our hands and seals, on the day and place aforesaid.

JURORS.

<i>Emile Lams</i> 110-6- <i>Stuy</i>	<i>A. L. Baker</i> 894 6 th <i>Stuy</i>
<i>Charles Schneider</i> 950-6 <i>am</i>	<i>Joseph H. Minton</i>
<i>William Forbes</i> 497-6 th <i>am</i>	<i>W. H. Jordan</i> 91 1/2 6 th <i>am</i>
<i>L. F. Fiebert</i> 174 6 th <i>am</i>	<i>A. R. R. R.</i> 402-6 <i>am</i>
<i>Th. Pries</i> 396 6 th <i>am</i>	<i>C. J. Minton</i> 450-6 th <i>am</i>
<i>David Brown</i> 946 th <i>am</i>	

Wm. McKenna
 Coroner. L. S.

THE PEOPLE,

COURT OF CRIMINAL SESSIONS, PART 1.

vs.

BRADLEY JUDGE COWLING.

DEPAOLA LISA.

New York, Thursday, June 22, 1893.

Indictment for MANSLAUGHTER.

A Jury was empaneled and sworn.

CARMINE PRIORE, sworn, and examined through the interpreter, testified:

Where do you reside? 234 Mott Street, City of New York. Did you reside there on the 9th day of December last? Yes: I leased the house. Did you know the name of Mike Androsco live there? Yes. Was there a woman by the name of Maria Guiseppe Carlo Androsco there? Yes: she was the wife of Mike Androsco. Did you live in the apartments occupied by Androsco? Yes. Did you know, in her life time, Filomena De Veruta? She, she lived in the apartment, with an old woman, but I do not know the old woman's name. Did the deceased live there about the 9th day of December, 1892? Yes. On that day I saw her on the sidewalk, in Mott Street, near the house, between four and five o'clock. I know the defendant. On the 9th of December she lived in the same house, with Giovanni Capolicchio. Did you see any trouble between the defendant and Filomena De Veruta? I saw when the defendant struck the other woman with an iron bar, on the head. How many times? I only saw her strike her once. Is this the iron rod with which you saw the defendant striking her? (Iron rod shown) Yes. I didn't hear any conversation between the defendant and the deceased; I only saw the blow. Did you hear her say anything after she struck the blow? After the blow, the defendant threw away the iron bar and they clinch-

ed. While they were clinched, did they say anything? The man that lived with the prisoner at the time was present, and I told him, "Why don't you take your woman in her name?" He answered and said, "Let them fight." I didn't hear anything else. After that the deceased went to her home. The defendant went to her home also, and that evening she was arrested. Did you see the deceased woman after that? Yes, in the hospital, in the same house. Was she ill? Yes. How long did she remain in bed? I don't know, after the time you saw the blow inflicted? About five days, and the doctor said she was well after that. Did she go to the hospital? I don't know the name of the hospital.

CROSS EXAMINATION:

How long have you been living at 234 West Street? Fourteen months. How long had you known the deceased prior to December, 1892? I knew her about a month. Do I understand you to say that, without any words or conversation, the defendant took up a piece of iron and struck the deceased on the head? Yes, she struck her just as she was passing her. Was Androso in her company? He was. Just before the striking took place, had you seen the defendant with the piece of iron in her hand? She had the iron rod hidden underneath her apron. When was it, for the first time, that you saw the defendant take this piece of iron? When she struck the deceased; I saw her take the iron from underneath her apron. After the blow was struck what then happened? They clinched together. Did the deceased grab hold of the defendant? The defendant caught hold of the deceased. After the blow was struck, the defendant threw away the piece of iron and then caught hold of the deceased? Yes; I picked up the iron.

While you were taking up the iron, were the women clenching at that moment? Yes, they were. Was Andreoso always standing there? Yes. How long did they clench together there? Five or six minutes. Did they fall down on the pavement? They did; a crowd gathered. I gave the iron to Mike A. Groso; Mike Andreoso got the police officer and followed the iron to him. Did Capobianco come up after the women were clenching? No, he was sitting there; he said, "Let them fight; I picked up the iron and, if I saw it, I wouldn't intervene. Did you see, three women, a crowd, whether or not it was a fight or a brawl? I don't know anything. The deceased woman was in the room for four or five days. Do you know if she let her hair out or had the hair cut or the dress? She let her hair be cut. On the following day, is it not a fact that she was in the Town Court? I don't know, I don't see. Do you not know that on the following day she went to the Police Court and the charge of assault was laid out and she went to the court? Yes, I know that the next day she went to court. So she was not in the hospital for four or five days? The next day was on Friday, then the Saturday passed, and on the Sunday she went to court. While the fight was going on, did you see any blood on either of them? No, I didn't see any blood; I only saw a scratch on the ear of the deceased, as if it was scratched with the nails. Did you see the defendant take hold of the ear of the deceased? No; there was a little blood on her ear; I also saw blood running down the face of the deceased; and down her neck. Did you see any scratch on the face of the deceased? No, I did not. The deceased did not strike the

defendant. I did not go to the house on the following Sunday; I went on the following Saturday. I remained about six feet away from the women while they were fighting. I took the piece of iron from the defendant's hands, I pulled the piece of iron from her hands. Then, when you say that she threw the piece of iron away, that is not correct? I took the piece of iron from her hands, and she went to strike a second blow; I got between the two of them and took the iron away from the defendant. Is it not a fact that you had ordered the two women to get out of the house at, and ordered her to go for that purpose, and that she refused you? No, it is not true: I have not a wife.

ALBERT T. WILSON, M.D., who testified, testified:
I am a physician in the city of New York, and one of the Deputy Coroner of the city of New York. On the 18th day of December, 1892, at your place of autopsy of the body of Wilhelmina De Vautia? I did; at St. Vincent's Hospital. Upon the side of the face, involving the ear and the corner angle of the jaw, was a contused wound, which was partially lacerated. The entire surface of the skin around there, extending up over the face and over almost the entire scalp, was the seat of inflammatory process known as erysipelas. The scalp was very much infiltrated with the result of the inflammation, and the brain underneath was very much congested. The other organs of the body, chest and abdomen, were practically normal. The cause of death was erysipelas of the face and scalp, following a contused, lacerated wound of the face. Could such a contused, lacerated wound of the face have been superinduced by a blow from a piece of iron?

such as I show you, in your opinion? It could have been produced by such a weapon. And the erysipelas followed the contused wound? It did.

CROSS EXAMINATION:

Was the skull fractured? No, no wound on the top of the head. Was anything broken on the right side of the neck? No. The jaw was not broken? No; there were no fractures, not of the bones. The injury was about two inches in length, and about one and a half in width. The wound extended through the skin. Do you consider that it was more than an abrasion on the skin or a cut on the skin? It was a wound, a lacerated wound, originally. The photograph of that wound, can you get to whether or not it had been taken care of? I couldn't state that. Are you prepared to state that it was a wound on the neck, the left side of the neck? It was a wound.

JOSEPH VITARELLO, sworn, and examined through the interpreter, testified:

You are a practicing physician, in the City of New York? Yes; my office is at 226 Madison Street. How long have you been practicing? Thirty years. Did you visit about the 10th or 11th of December, 1892, Filomena DeVeruta? I did, in her home, in a small apartment. Was she in bed when you saw her? She was; I saw that her ear was bitten; and then I was called three or four days afterwards and I found that erysipelas had set in, from a contused wound. And was there a contused wound there? Yes, it was a cut, an open wound. At any time, during the time that you visited her, did you find her in a state of coma? The second day I vis-

ited her I found her in a perfect state of coma, and I told them it would be better to take her to the hospital. And the state of coma was produced by what? By cerebral meningitis. Cerebral meningitis could be derived from one having erysipelas? Yes.

CROSS EXAMINATION:

Was cerebral meningitis the only way in which erysipelas could be derived from one having erysipelas? Yes. Can erysipelas be derived from any cause other than a wound, wound? Erysipelas follows a scratch on a leg, and it goes upwards -- the erysipelas comes up. Do you think, from the fact that this was a scratch on the face and forehead? It was cut in the ear and the flesh was pulled out, and the scratch followed from that up the head. Was it from the ear that was cut or was there another wound on the neck? I do not remember if there was another wound, I do not know what cut the ear. The erysipelas came from the cut on the ear. You say you have practiced thirty years as a doctor? No, I have been practicing thirty years, but not in this city, I have been in this city about five years. Will you say that the erysipelas was caused only by the cut on the ear? Yes; the erysipelas was not on the neck, it was up in the upper part of the head. What day was it that you made the examination of the deceased? Three or four days after this row took place. Can you state that the erysipelas did not extend down below the ear? I saw the erysipelas going upwards. What were the injuries to the ear, do you recollect? It was cut, in a way as if the ear-ring had been pulled out, the lobe of the ear.

MARIA H. ANDROSIO, sworn and examined, testified:

Where do you live? 234 Hott street. Where did you live on the 9th day of December, 1892? In the same place. Did you know Filomena De Verate, in her life time? Yes; I worked with her; we went to St. Vincent's Hospital, and we worked at home. Do you know the defendant? Yes. At about five o'clock, in the afternoon of the 9th of December, 1892, was you in company with the defendant? Yes; I was in her company; we were going with the work. What were you doing when you were about going to work home? She was standing on the sidewalk, and I saw her "lover" also walking. Did she have anything in her hand? I don't know, but I saw a small object in her hand, and I saw it at that time? I saw her then she reached over her shoulder and took with the stick, like this (indicating). It was this (indicating). When she took that piece of iron from under her apron, what did she do with it? She gave the defendant a blow on the head with it, and then they escaped. They fell down. What did the defendant do to the person who she had fallen down? I saw her lifting her on the ear.

ELLSWORTH E. WALKER, sworn and examined, testified:

You are a physician connected with St. Vincent's Hospital? Yes. Did you receive Filomena De Verate on or about the 10th of December, at the hospital? Yes. Did you examine her person at that time? Yes; she had a sloughing wound of the face, and erysipelas of the face and scalp; she was in a profound state of coma. What, in your opinion, was the cause of the erysipelas from which she was suffering? I thought it originated from the wound on the face; if I remember cor-

rectly she died about 12 o'clock on the night of her admission to the hospital. The cause of death was exhaustion due to erysipelas, in my opinion. The erysipelas was caused by the wound on the face, in your opinion? In my opinion, it originated from the wound on the face.

CROSS EXAMINATION:

Did the erysipelas extend upward? Yes, to the scalp. Was there a large mark on the scalp? Yes, the mark? Yes. There was no erysipelas on the scalp? If the erysipelas extended, the erysipelas extended from the face.

MARIA M. AMBROSIO, recalled by the District Attorney:

You stated that after the deceased was taken down, to the front of the house? Yes? What was done? I then separated it and the deceased covered with blood, and I went to the station house. Did you see any one take this iron away from the deceased? Yes: I took hold of the iron, and to take it out of her hand. I recall Priore was pulled out the iron, and I recall the deceased woman then went to her room. What did the deceased go to bed? This trouble took place on Friday, and on Saturday she went to bed. From my house she went to the hospital. I didn't see any more, after they took her away from my house.

ALFRED C. McDANIEL, sworn and examined, testified:

You are a physician? I am, connected with St. Vincent's hospital; in December, 1892, I was one of the ambulance surgeons. Did you, in response to a call, go to 234 Mott street, in the city of New York, and take therefrom in the

ambulance Filomena De Venuta? Yes, some such name as that. Where did you take her? To St. Vincent's Hospital. Did you know what injuries she was suffering from at the time you took her? I knew she had injuries about the face and head; the record shows that she died on the 18th day of December.

Q Now, with SO. 1000, you considered through the intermediary, testified:

A Where do you live? 234 North Street; I have lived there for the last seven years. Did you know Filomena De Venuta, in the time that she was living in the city? Yes. Did you see this man in the St. Vincent's Hospital, about 5 o'clock in the afternoon? Yes; I was standing opposite the door of my house, and I saw the defendant walking up and down for three-quarters of an hour; and was talking with the man that is kept there, and they were close to each other. I asked her what she was doing there; she said, "I am waiting here, because I want to kill her," with out showing any more. Then, afterwards, I saw her cutting her handkerchief across her head. When my wife and I saw her come down, and when they were close to the defendant, from underneath her apron she took out a stick and gave the deceased a blow on the head with it. The deceased and the defendant then fell down; then the defendant saw that the deceased was covered with blood, and she said to the man that was keeping her, "Let us go to our house." Then we called for the police and an officer went up stairs to the house of the defendant; they locked themselves in, and they would not open to the officer; then the police officer went back to

the station house and got two detective officers, and then they opened the room. The deceased was in my house four days before she went to the hospital.

CROSS EXAMINATION:

How old are you? Fifty-eight; I have only been a wife four years ago; I work with the Board of Public Works; I have been in this country sixteen years. Were you working on the 9th of November, 1892? At that time I was sick; I have been six months sick, and it is only about four months that I have been working again. How long was it before the occurrence that the defendant said, "I must kill her; I am waiting for her because I must kill her"? About ten or fifteen minutes before she told me that. She said she had the iron in her pocket, it would not be seen. The defendant struck the deceased on the side of the head. When you saw the defendant strike the first blow, did it appear to you to be a good solid blow? I don't know; I only know that after the blow she was covered with blood; I saw her bleed; I saw the blood on her face and hair. Before that first blow was struck, did the defendant utter a single word to the deceased? I heard her saying, "I want to kill you." Did the defendant fall on top of the deceased? Yes. We took the rod of iron out of her hands; she didn't throw it away. When the defendant fell upon the deceased, what did the defendant do? She commenced biting all over; the defendant bit the deceased all over. During all this time the deceased never said one word? She says, "I am receiving this death like a lamb." And the deceased didn't strike back, or in any way seek to interfere? She could not defend herself, because she was struck treacherously. Did the defendant also have

hold of the arms of the deceased? She held her under both
 her; I couldn't see. And when she was holding her under-
 neath her, didn't also the husband of the defen-
 dant fall upon the deceased? Yes; and I and Priore and my wife we
 lifted them up and separated them. And didn't the husband
 of the defen-
 dant also bite the deceased? We didn't see; I
 have seen him biting her, but I didn't see the kicks;
 he did not kick her in the face, but on the body. Did
 you see the defendant hitting her with his arms?
 She caught her elbow with her left arm, and she caught her
 arm with her right arm, and she caught her arm with her left
 arm. Did you see any blood on that evening? Yes, there was blood
 on it. I got a glass, and I looked at the side-walk and
 found the car-rings.

JOHN J. HAWLEY, sworn, deposes and testifies:

On the 9th of December, 1892, I was sitting at the 9th
 precinct, as Detective. Were you in Mott Street in the
 afternoon of the 9th of December? Yes, I was passing through
 Mott Street, to go to the station house. I saw quite a num-
 ber of people around the stop of 334 Mott Street and in the
 hall; I went in to see what was the matter. I met the wit-
 ness Mike Androso there, and he told me his story; I went to
 find out the particulars. After I understood the particu-
 lars, I went to the defendant's room, on the top floor, and
 knocked several times and got no response, and the witness
 Priore was with me and he spoke in Italian through the clos-
 ed door; after several minutes the defendant opened the door.
 The defendant was then identified by the deceased as the one
 who had assaulted her with the iron bar; Androso had given

me the iron bar in the meantime; I took both the defendant and the deceased to the station house; it was dark at the time I made the arrest; I looked at the deceased's wounds and discovered that the better portion of one ear had been torn off; through Andrese, acting as interpreter, we made her understand what we wanted, and she professed to carrying out of her head. Did you ever sustained wound on the side of the head of the deceased, in the ear? She was covered with blood to see if she carried along with her on her head. The last time I saw the deceased was when she was at complaint in the Police Court.

CROSS EXAMINATION:

Didn't the lady at the time go to the Police Court? She did not go to the Police Court; that she kept waiting for the police to come -- we informed her that she should go to the Police Court and get it out of her head, she refused to get it out of her head. Did you take it as an express wish to make a complaint? Yes; they all speak in Italian; we can understand good deal. You were in the court with the last witness, was that right, Mike; were you not? Yes. He said that the officer went up there and could not open the door and that he had not two detectives, and then opened the room; is that true; did you get two detective officers? That was before my time; I did not, I was the only one was there. You were the first officer there? I don't know about that.

MARIA ANDROSO, recalled for cross-examination.

How old are you? Thirty years old. How long have you been in this country? Six years. What has been your business

in this country? Making childrens clothing. How long have you been married? Six years. Mike Ambredo, one of the witnesses here, is your husband; is he not? Yes. He has he has been married to you only four years; is Mike right or are you right? I am right. Did you know Mike two years before your marriage? Yes. Do you know the deceased? I do; I knew her about two or three months before December, 1892. Did she live in the same house with you? In the same yard; she lived on the first floor, and I lived in the second. Did the deceased have a lot of hair? She was a sewer on the St. of Leavenworth. She was a woman of about 40 years of age. Priore took the hair out of her head, and I took it from Priore and sent it to the police officer. Did the deceased strike the deceased at any time? No. I saw the deceased living in a very bad way, when they were on the ground; the deceased said she was a sick man that is making me very sad.

THE CASE OF THE DECEASED.

DEPAOLA LISA, OF BRANDBURG, was examined through the interpreter, testified:

Did you know the deceased, in her life time? I only knew her for about a week. Did you see her on this day in question? I saw her when this row took place; I went out to have a glass of beer; I was going down the steps when the deceased and that woman there came by; they came near me, calling me vile names, for no reason; they called me a whore and a bum, and spit in my face; and there were two English speaking young men that were laughing as these two women were calling me a lot of vile names. I told the deceased, "Why

do you treat me in such a way? I have never done anything to you." Then they closed by me, and both of them slapped me on the face; the woman that first testified told me very vile words, and after those vile words said, "We shall kill you; we can speak English and we got out of it." After she slapped me in the face, I pulled her by her hair, and then we caught hold of each others hair. Whilst we were pulling each others hair, this woman began screaming; then on my head, with her fist. Mike, the other man, Michael, said the world is a hell, and he pulled the woman out of the hair (pulling her) out of the hair. While I was on the ground there were a lot of men and women, the deceased said. When I was taken to the house. Was you present at the time? Yes: I was there, I was gone. Did it affect your condition in any way? Yes, I had a headache in the Temple; after a month I was in the Temple, I was sick, and sixteen days after I had a headache. I was out for days, I was pulled out and carried out of the Temple. The Priora came and offered to let me stay in the Temple, but I would not and because the Priora said that I was a woman, I refused him to stay out and got a headache and was re-arrested. I have got no friends, and I have no money; the testimony about the ring, it is not true at all, it is all a lie. Was there any question at all about a ring? We had nothing to say about a ring, it is only an invention of their own. Did you ever say to Mike, "I am waiting here, because I must kill her"? No, I did not. Did you ever have that iron rod in your hand and strike the deceased, or anybody, over the head with it? No. Are you a married woman? No, I am not married; my husband abandoned me, and he went away with

another woman. What was the name of the man living with you? Sic. Battista Capobianco. Do you know where he is now? I do not. Did you fire the deceased? No, I did not; there were three persons attacking me, two women and one man. Did you attack first, or did they attack you? They attacked me first. Did they hit you? Yes, they did.

01024 33A.17 7101.

[illegible]

ever have any unpleasant words with you? No. Didn't you take this iron out of the house? No. Didn't you have it under your apron? No, I have no pocket; I never had that iron. Did you pull the covering out of the deceased's car? No; we only caught each other by the hair; I don't know how the deceased got wounded; I never hit her, and I never struck her.

LOTTIE A. FLEGG, widow and married, testified: Where do you live? 146 William Street. Do you know the defendant? I do. Have you seen her since the 9th of December, 1892? I have; in the County prison. Have you noticed her physical condition there? I have; the first time I saw her there her eyes were closed and she was one mass of black and blue spots and bruises. About what time was this? As near as I can remember, it was after the third or fourth Friday in December, at Friday afternoon services there.

CROSS EXAMINED:

You are one of the missionary ladies that visit the World from time to time? Yes. You don't know, or have no knowledge, how she got to prison? No.

The Jury rendered a verdict of GUILTY of MANSLAUGHTER, in the SECOND DEGREE.

0232

1690

District Attorney's Office.

I have not
been able to get
Carmine Perillo
or Priore to
come down here
to see me although
I sent several
subpoenas.

Feel confident
he will not be
present at
trial unless
you place him
in house of
detention a day
before the trial
W. J. [unclear]

0233

PEOPLE
v.
DEPAOLA LISA.

---WITNESSES---

Mike Androso, NO.234 Mott St. (*Taritol*)

Maria Guiseppa Carlo, Androso do.

Carmino Perillo Priore, 234 Mott St.

Officer Hanlon, 15 precinct.

Dr. Giuseppe Vitiello, 226 Mulberry St.

Dr. A.C. McDaniel, ambulance surgeon of St. Vincent Hospital.

Dr. H.E. Walker, St. Vincent Hospital.

Dr. A.F. Weston, deputy Coroner.

Wille M. C. 10th Precinct

0234

PEOPLE
v.
Depaola Lisa.

Mi
Mike Androso 234 Mott St. *(husband of Maria Guelfa)* *Admission Clerk*
Janitor

I was standing in front of 234 Mott St. and I saw the defendant for three quarters of an hour walking up & down the street, I saw the defendant striking the deceased, I saw her take a piece of iron from ^{under} her apron & strike with it on the deceased's head, I saw ~~her~~ ^{deceased} for eight days afterwards but did not see her after she was dead.

(It was at his house where the deceased stood until she was taken to the Hospital.)

0235

(1)

PEOPLE
V.
DEPAOLA LISA.

Maria Guiseppa Carlo *Indro*

I live NO.234 Mott St. with my husband.-

I know Depaola Lisa and also knew Filomena De Venuta.-

(Filomena) Depaola Lisa lived in the same tenement house, where I lived, NO.234 Mott St.

Filomena De Venuta and I worked together in a tailor shop making clothing.

On Friday December 9th, 1892, at about 5 O'clock Filomena De Venuta and I returned from work and as we were about to go down to my rooms in the basement of NO.234 Mott St, we met outside on the side walk Depaola Lisa, (who was apparently in wait) who without a word of warning pulled out from under her apron an iron bar, several feet in length, and struck De Venuta a blow on the head, felling her to the ground, she was about to strike her again when Carmine Priore took away the bar, she then jumped on the deceased, who was prostrate on the ground, and bit her in the ear ^{and both hands} and scratched her face all over most unmercifully.

My husband and I pulled her off of De Venuta, Depaola Lisa then went away and locked herself in her room.-

Venuta and I went to the station house and made a complaint against Depaola Lisa.

We returned to my room and Venuta staid until 8 O'clock P.M, when she went to her own house NO.228 Mott St; staid there all night and returned to my house the next morning and then staid with me under treatment of Dr. Vitiello & myself until Saturday morning when she was removed in an ambulance to the St. Vincent Hospital. *Went*

0236

(2)

Giuseppe Carlo Amato

About three months before the assault, Filomena De Venuta, the deceased missed a finger ring, she went to Depaola Lisa and accused her of taking it and asked its return, who refused to give it up.

Two months prior to the assault De Venuta requested me to call on Depaola Lisa to ask the return of the ring. In response to her solicitation I called on Depaola Lisa, knocked at her door, she said, "who is there", I told her, she said, she didn't care to admit me, as she knew what I wanted but finally opened the door and said, "the ring was given to me as a present and I do not propose to give it up."

You make me so angry that if some unforeseen power was not holding me back I would kill you ", or words to that effect.

0237

PEOPLE
v.
Depaola Lisa

Carmino Perilo. *Opore*

I live 234 Mott St. I knew Felomena Venuta, the deceased by sight.

The occurrence took place in December I do not remember the date.

I was coming out of the yard and I saw this woman Filomena, with a piece of iron bar strike Filomena Venuta, the deceased, and I took the iron bar away from her.

PEOPLE
v.
DEPAOLA LISA.

Officer John J. Hanlon, 15 Precinct.

On December 9th, I was passing through Mott St. and I heard there was a fight in the tenement house NO. 234.

I went up and found a lot of Italian people surrounding ~~two women~~. *Filomena de Venuta*

They said, ~~this woman~~ *de* Depaola Lisa assaulted Filomena Venuta with this iron bar. *(I have it in my possession)*

I took both to the station house, and Venuta made a complaint against the prisoner, for assault.

She was hurt, *I mean de Venuta.* -
Venuta went home and died ~~two or three~~ *some* days afterwards.

A piece of the lower part of one of her ears was bitten off; she was bleeding profusely, her face and neck were covered with blood -

I also noticed that pieces of flesh were bitten out of her hands. -

*Would you get her from the
Where is your man now?*

PEOPLE
v.
DEPAOLA LISA.

Dr. Giuseppe Ditiello, 226 Mulberry St.

I was the attending physician of Filomena de Venuta.-

I visited her twice.-

I noticed the cut or bite in her ear. She did not complain of the blow that she received on her head nor the bites in her two hands. I did not notice any scratches on her face.

She complained of several bites but only showed me her ear.

I gave her every attention.

On the second visit I found her in a state of coma, suffering from a transmatic erysipelas on her face with a tendency to meningitis. I considered the case dangerous and I advised her to go to a hospital as she was poor and without assistance.

I am of the opinion that the transmatic erysipelas came in consequence of the wounds.

People

vs.

Leopoldo Lisa.

Dr. A. C. McDaniel, ambulance
surgeon of St. Vincent Hospital.

He was the doctor who
called with the ambulance at
Maria Episcopa Carlo Andros
house, 320 Mott St., and took
Felomina de Varnata to the
Hospital. -

On December 17, 1892, I called
at 234 Mott St. and removed a
woman by ambulance to St. Vincent
Hospital.

The following is the only record
I made of the case.

Decr. 17. Felomina Honore, aged 35,
address 234 Mott St.

My diagnosis at the time was
meningitis and contused face
arrival at Hospital about 10:15
a.m. -

0241

PEOPLE.
V.
DEPAOLA LISA.

Dr. H. E. Walker, acting house surgeon, of St Vincent Hospital.

On Saturday, December 17, 1892, at 10.15 O'clock
A.M. Ambulance surgeon A. C. McDaniel brought to the Hospital
Filomena de Venuta of 234 Mott St.

I found her suffering from symptoms of Facial
erysipelas and Meningetis said injuries said to have been
received by being struck on the head with bar of iron
sloughing wound on right side at angle of lower jaw.

Death took place Saturday 17, 1892 at 12 O'clock
P.M.

0242

PEOPLE
v.
DEPAOLA LISA.

Dr. A. Weston, deputy coroner.

I have made an examination on the body of
Philomena de Venuta, at St. Vincent Hospital and from such
examination and history of the case, as per testimony, I am of
opinion the cause of death was Erysipelas of face and scalp
following cauterised wound on face from a blow received
December 9, 1892 at 234 Mott St.

THE PEOPLE OF THE STATE OF NEW
YORK.

against

De Paola Lissa.

*(More, Lane & Co. 1st degree
Section 184, Penal Code.)*

Briefs of Facts

DE LANCEY NICOLL,

DISTRICT ATTORNEY,

No. 32 CHAMBERS ST.,

NEW YORK CITY.

*A. H. McLaughlin
Deputy Asst.*

0243

0244

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

I, Antonio Bessolano the surety mentioned in the
annexed recognizance to answer, do hereby authorize and empower any Police=
man of the City of New York, or any
or either of them, in my name, place, and stead, to take, seize and surrender the
said De Paolo Lisa (in the said bond named as
defendant) to the Court therein mentioned, or deliver him to the custody of the
authorities of said City and County, in my exoneration as surety on said recog=
nizance.

Dated 15 Dec 1892

Antonio Bessolano Surety.

0245

Sec. 568.

District Police Court.

UNDERTAKING TO ANSWER.

CITY AND COUNTY }
OF NEW YORK, } ss.

An order having been made on the

day of

1888 by

Police Justice of the City of New York. That

be held to answer upon a charge of

upon which ~~he~~ has been duly admitted to bail in the sum of Three Hundred Dollars.We, De Paolo LisaDefendant of No. 234 MottStreet; Occupation House Keeper

and

Occupation Saloon Keeperof No. 245 Elizabeth

Street;

Surety, hereby undertake jointly and severally

that the above-named De Paolo Lisa shall appear and answer the charge above-mentioned, in whatever Court it may be prosecuted; and shall at all times render himself amenable to the orders and process of the Court; and if convicted, shall appear for judgment, and render himself in execution thereof or if he fail to perform either of these conditions that we will pay to the People of the State of New York the sum of Three Hundred Dollars.

Taken and acknowledged before me this

day of

1888

POLICE JUSTICE.

Surrendered

0246

CITY AND COUNTY }
OF NEW YORK, }

Antony Bessolano
1891
Police Justice

Sworn to before me this

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 Six Hundred Dollars,

exclusive of property exempt from execution and over and above the amount of all his debts and liabilities,

and that his property consists of stock and fixtures in liquor saloon at 243 - Eliza street worth twelve hundred

dollars over all encumbrances.

Antony Bessolano

Underlying to Answer.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Taken the _____ day of _____ 1891

Justice.

Filed _____ day of _____ 1891

0247

Coroners' Office,

27 Chambers Street,

New York, _____ 189__

Erysipelas of
face and scalp following
contused wound of face
from a blow received
Dec 9th 1892 at 234 Mott
St

A. J. Weston M.D.

Duplicate
Copies

0248

Police Court. _____ District.

CITY AND COUNTY } ss:
OF NEW YORK, }

of No. 234 Mott Street, aged 36 years,
 occupation Head House Keeper being duly sworn, deposes and says, that
 on the 9 day of Dec 1892 at the City of New York,
 in the County of New York, in Mott Street

he was violently ASSAULTED and BEATEN by De Paolo Lisa (now here)
who struck defendant in the neck with
a piece of iron then and there held in
her hand

without any justification on the part of the said assailant.

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer
 the above assault, &c., and be dealt with according to law.

Sworn to before me, this 10day of Dec 1892W D Mahalan

Police Justice.

he
Helomena + Vento
mark

0249

1502

POLICE COURT DISTRICT.

City and County of New York, ss.

THE PEOPLE

vs.

On Complaint of *Timena Vento*
For *Assault*

de Paolo Lisa

After being informed of my rights under the law, I hereby waive a trial by Jury on this complaint, and demand a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated *Dec 10* 189 *2*

AT Mahan Police Justice.

de Paolo Lisa
Mark

0250

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 _____

defendant
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of Five Hundred Dollars, _____ and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, Dec 11 189 7 J. M. [Signature] Police Justice.

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

Dated, Dec 10 189 7 J. M. [Signature] Police Justice.

There being no sufficient cause to believe the within named _____
guilty of the offense within mentioned, I order he to be discharged.

Dated, _____ 189 _____ Police Justice.

025

Police Court---

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Helmina Sprute
234 Mott St
1. details said

2
3

Offense

Manlaughter

BAILED,

No. 1, by *Antonia Bisognano*
Residence *245 Mott* Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated, *Dec 10* 189 *2*

Magistrate.

Officer.

Precinct.

Witnesses

No.

transferred to General

Selling. The complainant
saying died as said from
the result of injuries inflicted
by the defendant

No.

Street.

without bail \$1.

Bailed

Carminc Puore 234 Mott
Mike Androws 234 Mott
Jessie Androws 234 Mott
Giovanni Capobianco

died Dec 18th

surrendered in prison

Dear Judge. Learning when
 Lillian Hapole comes
 before you for sentence
 to death may I permit
 you to be acquainted
 with her. She is a very
 pretty woman I heard
 that I am sure she
 did not mean to kill
 her husband - Jealousy was
 the cause of all - Lillian

0253

102

has a lark - unper
it was done in sudden
passion -

Yours most Resp^t

Louis Loebe

Louis Loebe

0254

CABLE ADDRESS,
LE BARBIER.

LAW OFFICE OF
CHARLES E. Le BARBIER.
PULITZER BUILDING,
65 PARK ROW.

New York, June 28th 1893
Honorable Rufus B. Cowing
Judge -

Dear Sir, Ex re: People - v. Lisa Di Parli.

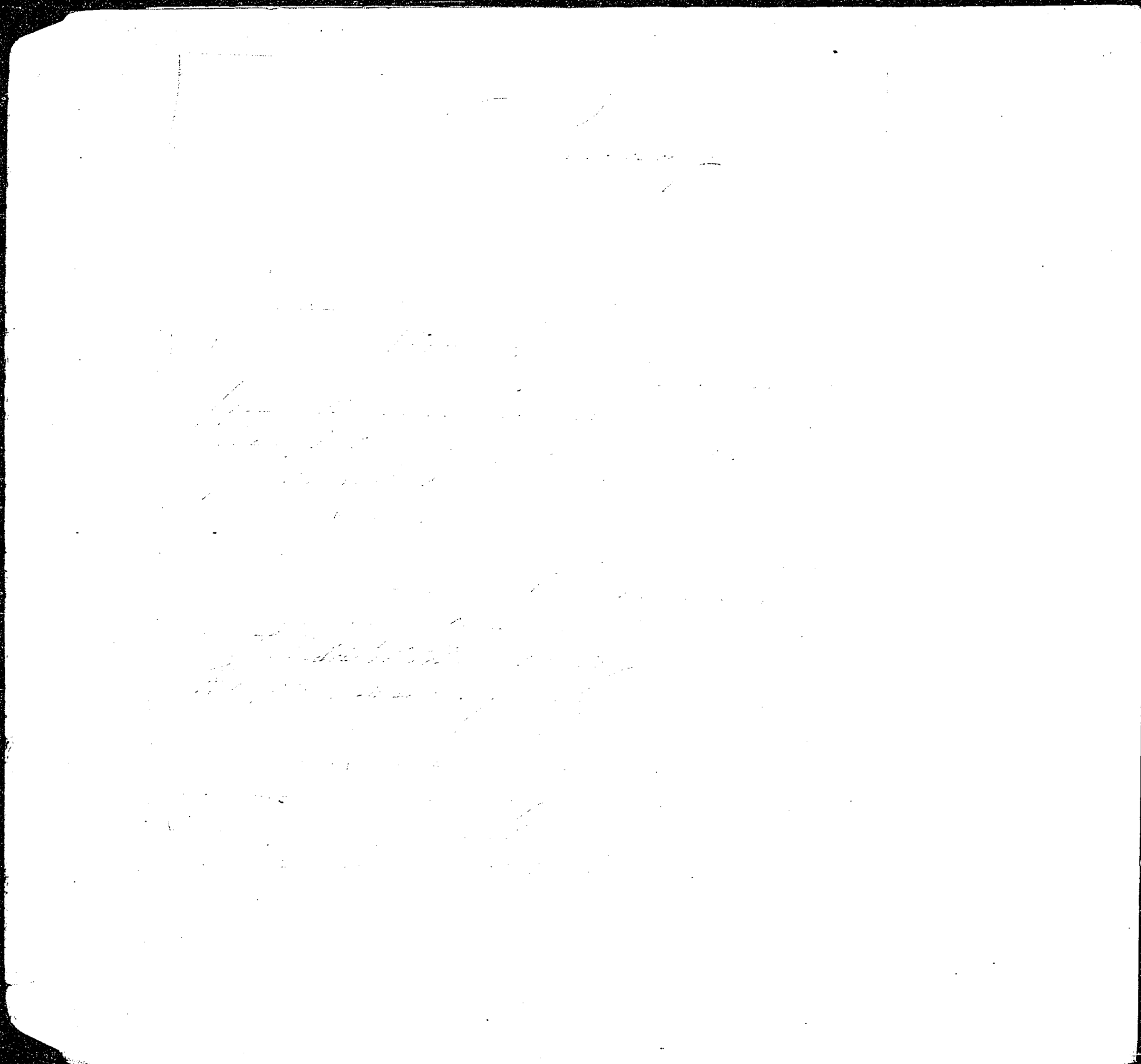
I am actually engaged before
Bookstaver J. Common Pleas, and I
beg Your Honor will excuse my
attendance on the Sentence.

Your Honor is too familiar with the
Case, to bring any further details
to Your Honor's attention.

Yours Respectfully
Charles E. Le Barbier

**POOR QUALITY
ORIGINAL**

0255



0256

Sec. 198—200.

District Police Court.

1882

City and County of New York, ss:

De Paolo, Lisa

being duly examined before the undersigned 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 *h* 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. *De Paolo Lisa*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *234 Mott Street 4 months*

Question. What is your business or profession?

Answer. *House Keeper*

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.**De Paolo Lisa*
mark

Taken before me this

10

day of Dec. 1892

W. J. M. M. M.

Police Justice.

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

521

THE PEOPLE OF THE STATE OF NEW YORK

against

Dezada Lisa

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

Dezada Lisa

of the CRIME OF MANSLAUGHTER IN THE *First* DEGREE, committed as follows:

The said *Dezada Lisa*,

on the *ninth* day of *December*, in the year of our Lord one thousand eight hundred and ninety-*two*, at the City of New York in the County of New York aforesaid, in and upon one *Isidomena Venuto*, then and there being, wilfully and feloniously did make an assault, and *her* the said

Isidomena Venuto, with a certain *iron bar* which *she* the said *Dezada Lisa* then and there had and held in *her* hand and also with the hands of *her* *said* *Dezada Lisa*, and with *her* teeth in and upon the *head* of *her* the said *Isidomena Venuto* then and there wilfully and feloniously did strike, *beat, bite, mutilate* and wound, giving unto *her* the said *Isidomena Venuto*, then and there, with the *iron bar* and also with the hands of the said *Dezada Lisa*, and with *her* teeth aforesaid, in and upon the *head* of *her* the said *Isidomena Venuto*, one mortal wound and contusion, of which said

0258

^{and contusion}
 mortal wound ^{the} the said *Solomon J. Jemito*, at the City and
 County aforesaid, from the day first aforesaid, in the year aforesaid, until the *eighteenth*
 day of *December*, in the same year aforesaid, did languish, and languishing did
 live, and on which said *eighteenth* day of *December*,
 in the year aforesaid, *she* the said *Solomon Jemito*,
 at the City and County aforesaid, of the said mortal wound ^{and contusion}, did die.

And so the Grand Jury aforesaid do say: That the said

Benjamin J. Jemito,
 the said *Solomon Jemito*, in the manner and form, and by
 the means aforesaid, wilfully and feloniously did kill and slay; 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.

DE LANCEY NICOLL,
District Attorney.

0259

BOX:

506

FOLDER:

4610

DESCRIPTION:

Looney, Daniel

DATE:

12/13/92



4610

0260

BOX:

506

FOLDER:

4610

DESCRIPTION:

Condon, James

DATE:

12/13/92



4610

Witnesses:

James McCarty
Samuel S. Feeley

Counsel,

Filed

Pleads,

189

Day of Dec

1892

THE PEOPLE

vs.

Daniel Looney

vs.

James Condon

Forgery in the Second Degree.
[Sections 521, Penna Code.]
(Indictment, etc.)

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

Herman Delucchi

Foreman.

Feb 3. Dec. 14, 1892

Both dead guilty.

Forgery 2nd deg

Each pen 6 months

0261

0262

Office hour, 12 to 1 P. M.

Established 1858.

S. D. KELLEY,
Carpenter and Builder,

9 FLETCHER ST., NEAR PEARL.

New York, 189

VIA 26/22

Order of S. D. Kelley
Whichever 7/100 dollars for
removing & land of dirt from
28/31 South William

James McCarthy
Dan Looney

✓
Aix A 11

0263

No. 1820 New York Oct 26 - 1892

The *Seventh National Bank*
184 BROADWAY COR. JOHN ST.

Pay to the order of *James A. Mulvaney*
Elmhurst 1200/1000 Dollars

\$ 3.50/100 *J. W. Kelly*

MILTON C. JOHNSON & CO. 35 READE ST. N.Y.

0264

James McFarley
Garrett R. D. Kelly

Police Court, / District.

(1353)

City and County } ss.
of New York,

of No. 91 Madison

James McCarthy

Street, aged 26 years,

occupation Cartman

being duly sworn, deposes and says,

that on the 26 day of October 1892, at the City of New

York, in the County of New York

Samuel Looney and James Condon (both now here) acting in concert did forge - utter and make an endorsement to the annexed check said endorsement being James McCarthy, the name of deponent - with intent to defraud the deponent of the sum of Thirteen \$100 Dollars - on said date the defendants were in deponents employ as drivers, and said Looney presented the annexed bill marked A. to and deponent is informed by S. D. Kelly, of 9 Fletcher Street that the defendant Looney presented the annexed bill marked A. to said Kelly and received from said Kelly a check for in payment for the same - in about ten days thereafter the defendant Condon went to said Kelly with the check that was given to the defendant Looney - and said Condon said to said Kelly that he could not get the check cashed - Kelly then told Condon to endorse the check and he would guarantee the signature as correct - said Condon did then and then sign and endorse on said check the name of James McCarthy - and said Kelly ~~to~~ wrote under said endorsement - correct S. D. Kelly - Deponent further says that the endorsement of his name to said check is a forgery and that the defendants had no right or authority to endorse said check and deponent further says that the defendants did not pay over to deponent nor any person authorized

0266

to receive the said sum of Thirteen ⁵⁰/₁₀₀
dollars - but they the defendants appropriated
the same to their own use
James M. Corbett

Sworn to before me
this 8th day of December 1892

H. F. M. M. M.

Police Justice

0267

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 25 years, occupation Builder of No. 9 Fletcher Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of James McCarthy
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 8 day
of Dec 1897

S. D. Kelly

H. M. M. M. Police Justice.

0268

Sec. 198—200.

1882
District Police Court.

City and County of New York, ss:*

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

Question. What is your name?

Answer.

Daniel Looney

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

85 New Chambers St 6 years

Question. What is your business or profession?

Answer.

Driver

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 guilty
Dan Looney*

Taken before me this
1897
Police Justice.

0269

Sec. 198—200.

1882
District Police Court.

City and County of New York, ss.:

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

Question. What is your name?

Answer.

James Condon

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

85 Newchamber St — 9 months

Question. What is your business or profession?

Answer.

Driver

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 guilty
James Condon

Taken before me this

day of

189

H. M. L.

Police Justice.

0270

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.....

Defendants

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *Twenty five* Hundred Dollars,..... and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, *Dec 8* 189 *2*..... *H. M. H.* Police Justice.

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

Dated,..... 189..... Police Justice.

There being no sufficient cause to believe the within named.....
..... guilty of the offense within mentioned, I order h to be discharged.

Dated,..... 189..... Police Justice.

154-6
1384

Police Court---

District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

James McCarthy
9 Madison St

1. *Daniel Looney*
2. *James Condon*
3. _____
4. _____

hooked
Offense

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated, *Dec 8* 189 *2*

McMahon Magistrate.

McGarry & Callahan Officer.

4 Precinct.

Witnesses *S. D. Kelly*

No. *9 Fletcher* Street.

Call the officer

No. _____ Street.

No. _____ Street.

\$ *3500* to answer *98.*

Com

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
Daniel Looney
and
James Condon

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

Daniel Looney and James Condon
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Daniel Looney and James Condon, both

late of the City of New York, in the County of New York aforesaid, on the 26th day of October in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, having in his custody a certain instrument and writing, in the words and figures following, that is to say:

No. 1920

New York Oct 25 1892

The Seventh National Bank
154 Broadway cor. John St.

Pay to the order of James McCarthy
Thirteen $\frac{50}{100}$ ————— Dollars
\$13. $\frac{50}{100}$ S. D. Kelly —————

The said

Daniel Looney and James Condon
afterwards, to wit: on the day and in the year
aforesaid, with intent to defraud, at the City and County aforesaid, feloniously did forge, on the back of the said instrument and writing
a certain instrument and writing commonly called an endorsement which said forged
instrument and writing commonly called an endorsement is as follows, that is to say:

James McCarthy

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.

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment further accuse the said *Daniel Looney and James Condon* of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *Daniel Looney and James Condon*, both late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, having in *his* possession a certain instrument and writing, in the words and figures following, that is to say:

No. 1920 New York Oct 26 1892

*The Seventh National Bank
184 Broadway cor John St.*

Pay to the order of James Mc Carthy

Thirteen 50/100 ————— Dollars

\$13. 50/100

S. D. Kelly

on the *back* of which said ~~instrument and writing~~ there was then and there written a certain forged instrument and writing commonly called an ~~endorsement~~ which said forged instrument and writing, commonly called an ~~endorsement~~, is as follows, that is to say:

James Mc Carthy

with force and arms, the said forged instrument and writing then and there feloniously did utter, dispose of and put off as true, with intent to defraud, *they* the said *James Looney and James Condon*, then and there well knowing the same to be forged, 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.

DE LANCEY NICOLL,
District Attorney.

0274

BOX:

506

FOLDER:

4610

DESCRIPTION:

Lordo, Frank

DATE:

12/01/92



4610

Witnesses:

Wm Jacobs 10th

6

Counsel,

492

Filed, *1st* day of Dec. 1892

Pleads, *Magistry 14*

THE PEOPLE

vs.

B

Frank Lorde

May 23 93

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 32].

DE LANCEY NICOLL.

District Attorney.

A TRUE BILL.

John E. Fallow

Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frank Lardo

The Grand Jury of the City and County of New York, by this indictment, accuse of the CRIME OF *Frank Lardo* SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

Frank Lardo

late of the City of New York, in the County of New York aforesaid, on the *25th* day of *September* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said

Frank Lardo of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Frank Lardo

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

and to certain other persons whose names are to the Grand Jury *George P. Jacobs* aforesaid unknown, 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.

DE LANCEY NICOLL

District Attorney.

0277

BOX:

506

FOLDER:

4610

DESCRIPTION:

Lover, John

DATE:

12/23/92



4610

Witnesses:

Henry Ocherman
of William J. Permon

Counsel,

Filed

Pleads,

189

day of Dec

THE PEOPLE

vs.

John Cover

Grand Larceny, Second Degree.
[Sections 525, 53, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Paul Jacobson B.S.W.

A TRUE BILL.

Wm. Ocherman

Part 2 Jan 9, 1893
Foreman.
Trial and acquitted

0279

Police Court

District.

Affidavit—Larceny.

City and County }
of New York, } ss:

of No. 608 East 6th Street, aged 25 years,
 occupation dry goods passer being duly sworn,
 deposes and says, that on the 21 day of December, 1892 at the City of
 New York, in the County of New York, was feloniously taken, stolen and carried away
 from the possession of deponent, in the day time, the following property, viz:

One case of fine
furrs valued at five
hundred dollars

\$500.00

the property of Mrs. Friedman Brothers
and in care and custody of
deponent

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloni-
 ously taken, stolen and carried away by

John Ross (unborn)
and another man not yet arrested
who were acting in concert for the
purpose of following to wit: on the
said date the said case was
on the sidewalk in front of de-
ponent's store at 394 4th Street
where deponent saw the de-
fendant and said unknown man
remove the case from the sidewalk
to the store and they were about
to remove the case on a truck when
deponent called at them, the unknown
man ran away and the defendant
jumped on the wagon and drove

Subscribed before me this

189

Police Justice

away followed by defendant and
 officer William J. Redmond.
 Officer Redmond says that
 when the defendant saw him
 he abandoned the horse and
 trunk and tried to escape.
 Defendant identifies the case
 as being his employer's property.

I am to before the Hon. J.
 the 21st day of December 1892. Schirman

W. J. Redmond

Police Justice

Henry Schirman

0281

CITY AND COUNTY } ss.
OF NEW YORK, }

aged 28 years, occupation Police of No. 1033

5th Avenue Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Henry Schumann

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

Sworn to before me, this 21 day of December 1892 } William J Redmond

[Signature] Police Justice.

0282

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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
John Lover

Taken before me this *22*
day of *November* 189*2*

Police Justice.

0283

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.....

Ward
Ward ~~guilty thereof~~. I order that he be held to answer the same, and he be admitted to bail in the sum of Twenty Hundred Dollars,..... and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, Dec 21 189..... Police Justice.

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

Dated,..... 189..... Police Justice.

There being no sufficient cause to believe the within named.....
..... guilty of the offense within mentioned, I order h to be discharged.

Dated,..... 189..... Police Justice.

028

Police Court--

1895
1894
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Chapman
John Kover

Ward

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

Dated,

Dec 21
Hofan
Reunnd

189

Magistrate.

Officer.

5 Precinct.

Witnesses

Detectors
John Kover
Wm. O. White
394 1/2 1/2 1/2 1/2

No..... Street.

No..... Street.

No..... Street.

\$ 2000 to answer *G. L.*

Committed

0285

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

505

THE PEOPLE OF THE STATE OF NEW YORK

against

John Lover

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

John Lover
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said

John Lover

late of the City of New York, in the County of New York aforesaid, on the *21st*
day of *December* in the year of our Lord one thousand eight hundred and
ninety-*two* at the City and County aforesaid, with force and arms,

*ten pieces of worsted cloth of
the value of forty-five dollars
each piece and one case of the
value of ten dollars*

of the goods, chattels and personal property of one *Charles D. Freedman*

then and there being found, 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.

*De Lancey Neill,
District Attorney*

0286

BOX:

506

FOLDER:

4610

DESCRIPTION:

Luhrs, Christopher

DATE:

12/01/92



4610

Witnesses:

Mr James 29th

425

Counsel,

Filed, *1st* day of *Dec^r* 189*2*

Pleads, *Guilty*

THE PEOPLE

vs.

B

Christopher Dehrs

VIOLATION OF THE EXCISE LAW.
[Chap. 401, Laws of 1892, § 32].
Selling, etc., on Sunday.

*I have in concept and desire to
the 3 and 4 and we be sent to
Court of Special Sessions for trial
and find disposition.*

Filed 189*3*

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E. Fallon

Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Christopher Lukhs

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

Christopher Lukhs
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

Christopher Lukhs

late of the City of New York, in the County of New York aforesaid, on the — 26th — day of *November* in the year of our Lord one thousand eight hundred and ninety-*two* —, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said

Christopher Lukhs
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Christopher Lukhs

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

and to certain other persons whose *John F. Jones* names are to the Grand Jury aforesaid unknown, 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.

DE LANCEY NICOLL

District Attorney.

0289

BOX:

506

FOLDER:

4610

DESCRIPTION:

Lynch, Edward

DATE:

12/02/92



4610

Witnesses:

Offe Herlich 7th

McCompt

*The other certificate
shows the Route
of Wm. Brown.
The Richmond show
the drawings*

*Wm. Brown
District Attorney
Nov 23-93.*

Counsel,

499
Filed, *2* day of *Dec*, 189*2*

Pleads,

THE PEOPLE

vs.

B

Edward Rynd

Defendant Dead

See Certificate

DE LANCEY NICOLL,

District Attorney.

Murdle

A TRUE BILL.

John E. Fellers

Part 3. Nov 28 93. Foreman.

Indictment dismissed

VIOLATION OF THE EXCISE LAW.
[Chap. 401, Laws of 1892, § 32.]
Selling, etc., on Sunday.

0291

19 Form H.

NEW YORK, Dec. 8, 1892

A Transcript from the Records of the Deaths Reported to the Health Department of the City of New York.

COUNTY OF NEW YORK.

STATE OF NEW YORK.

CITY OF NEW YORK.

CERTIFICATE AND RECORD OF DEATH

No. of Certificate.

39516Edward Lynch

I hereby certify that I attended deceased from Nov. 3, 1892, to Nov. 13, 1892, that I last saw him alive on the 13th day of Nov., 1892, that he died on the 13th day of Nov., 1892, about 10⁰⁵ o'clock A. M. or P. M., and that to best of my knowledge and belief, the cause of his death was as hereunder written:

Chief Cause,

D. Tremens

Duration of Disease.

Contributing Cause,

Assthenia

Sanitary Observations,

Witness my hand this 13 day of Nov., 1892Place of Burial, Calvary

(SIGNATURE),

Geo. Wm. Thomson, M. D.Date of Burial, Nov 15, 1892Undertaker, Thos. Ryland,

RESIDENCE,

Belleme HospitalResidence, 19 E. Midway

Burial permits issued at 301 Mott Street, Room 38, Week days, 7 A. M.-6 P. M. Sundays and Holidays, 8 A. M.-5 P. M.

Date of Record	Indirect cause of Death	Direct cause of Death	Chief of Dwelling (A person living in house that no family)	Last place of Residence	Place of Death	Mother's Birthplace	Mother's Name	Father's Birthplace	Father's Name	How long in U.S. if foreign born	How long resident in New York City	Birthplace	Occupation	Single, Married or Widowed	Color	Age in years, mos. and days	Full Name	Title of Death
<u>Nov. 14, 1892.</u>	<u>Assthenia</u>	<u>D. Tremens</u>	<u>—</u>	<u>51 Market-st</u>	<u>Belleme Hospital</u>	<u>ire</u>	<u>Mary</u>	<u>ire.</u>	<u>James</u>	<u>13 years</u>	<u>"</u>	<u>Ireland</u>	<u>Master</u>	<u>Single</u>	<u>W</u>	<u>28 years</u>	<u>Edward Lynch</u>	<u>Nov 13, 1892.</u>

A True Copy.

C. H. Hecman

NOTICE.—In issuing this transcript of record, the Health Department of the City of New York does not certify to the truth of the record transcribed, he seal of the Board of Health attests only the correctness of the transcript, and no inquiry as to the facts reported has been provided for by law.

13

0292

Excise Violation—Exposing for Sale on Sunday.

POLICE COURT—3 DISTRICT.City and County } ss.
of New York, }Henry Kerrlich

of the 7th Police Precinct
 of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 31st day
 of August 1897, in the City of New York, in the County of New York,
 at premises No. 87 Monroe Street,
Edward Lynch (now here)
 did then and there offer and expose for sale strong and spirituous liquors, wines, ale and beer, being
 intoxicating liquors, to be drunk as a beverage contrary to and in violation of the statute in such case
 made and provided.

WHEREFORE, deponent prays that said Edward Lynch
 may be ~~arrested and~~ dealt with according to law.

Sworn to before me, this 21 day } Henry Kerrlich
 of August 1897 }
Deputy Police Justice.

0293

Sec. 198—200.

CITY AND COUNTY } ss:
OF NEW YORK,

District Police Court.

Edward Lynch being duly examined before the undersigned according to law, on the annexed charge, and being informed that it is *his* right to enable *him* if he sees fit, to answer the charge and explain the facts alleged against *him*; that he is at liberty to waive making a statement, and that *his* waiver cannot be used against *him* on the trial.

Question. What is your name?

Answer.

Edward Lynch

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

51 Market St. 4 months

Question. What is your business or profession?

Answer.

Bar tender

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
if held I demand a
jury trial*

Edward Lynch

Taken before me this

24

day of

John J. Smith

Police Justice.

0294

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

defendant
the ~~guilty thereof~~, I order that he be held to answer the same, and he be admitted to bail in the sum of *One* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, *aug 21* 189*2* *Wm. H. Buff* Police Justice.

I have have admitted the above-named *defendant*
to bail to answer by the undertaking hereto annexed.

Dated, *August 21* 189*2* *Wm. H. Buff* Police Justice.

There being no sufficient cause to believe the within named
guilty of the offense within mentioned, I order h to be discharged.

Dated, 189 Police Justice.

0299

~~Selling on Sunday.~~

Police Court,

1044

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Herrick
vs.
Edward Lynch

Offense,
Jury Case

BAILED,

No. 1, by Andrew A. Noonan

Residence 220 E. Bway Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, Aug 21 1893

Druffy Magistrate.

Herrick Officer.

7 Precinct.

Witnesses

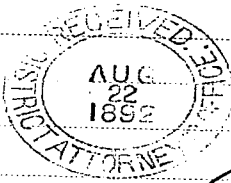
No. Street.

No. Street.

No. Street.

\$ 100 to answer

Bailes



0296

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Edward Lynch

The Grand Jury of the City and County of New York, by this indictment, accuse
Edward Lynch
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

Edward Lynch

late of the City of New York, in the County of New York aforesaid, on the
day of *August* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong
and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill
of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spiritu-
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

~~and~~ to certain other persons whose names are to the Grand Jury aforesaid unknown, against
the form of the statute in such case made and provided, and against the peace of the People of
New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said

Edward Lynch
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,
WINES, ALE AND BEER, committed as follows:

The said

Edward Lynch

late of the City and County aforesaid, afterwards, to-wit: on the day and in the year aforesaid, the
same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one
gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of
a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and
expose for sale to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, 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.

DE LANCEY NICOLL,

District Attorney.

0297

BOX:

506

FOLDER:

4610

DESCRIPTION:

Lynch, Patrick

DATE:

12/01/92



4610

0298

POOR QUALITY
ORIGINAL

Witnesses:

Offc Dixon 29th

Counsel,

Filed,

day of

1893

Pleads,

THE PEOPLE

vs.

B
Patrick Lynch

*I hereby consent and desire
this case against me be sent to
Court of Special Sessions for
and final disposition.*

Dated April 17 1893

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

John E. Poillon

Foreman.

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 93].

0299

POOR QUALITY
ORIGINAL

Witnesses:

offc Dixon 29th

Counsel,

Filed,

day of

1892

Pleads,

THE PEOPLE

vs.

Patrick Dwyer

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 32.]

April 17 93

DE LANCEY NICOLL.

District Attorney.

A TRUE BILL.

John E. Poillon

Foreman.

0300

Court of General Sessions of the Peace

1097

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Patrick Lynch

The Grand Jury of the City and County of New York, by this indictment, accuse
of the CRIME OF *Patrick Lynch* SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

Patrick Lynch

late of the City of New York, in the County of New York aforesaid, on the *25th*
day of *September* in the year of our Lord one thousand eight hundred and
ninety-*two* - , at the City and County aforesaid, the same being Sunday, certain strong
and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill
of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spiritu-
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against
the form of the statute in such case made and provided, and against the peace of the People of
New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,
WINES, ALE AND BEER, committed as follows:

The said

Patrick Lynch

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the
same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one
gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of
a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and
expose for sale to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, 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.

DE LANCEY NICOLL

District Attorney.

0301

BOX:

506

FOLDER:

4610

DESCRIPTION:

Lynch, Patrick

DATE:

12/19/92



4610

Witnesses:

Off John O. Saxeveol

port
Counsel,

Filed, *19* day of *Dec* 189 *2*

Pleads, *Myself*

THE PEOPLE

vs.

Patrick Lynch

Transferred to the Court of Sessions for trial and final disposal of case
Per C. H. Saxeveol 1892

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 32.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

H. Saxeveol

Foreman.

0302

0303

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Patrick Lynch

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

Patrick Lynch
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

(Patrick Lynch)

late of the City of New York, in the County of New York aforesaid, on the *11th* day of *September* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

~~and~~ to certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said

Patrick Lynch
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Patrick Lynch

late of the City and County aforesaid, afterwards, to-wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

John O'Sullivan
and to certain other persons whose names are to the Grand Jury aforesaid unknown, 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.

DE LANCEY NICOLL,

District Attorney.