

0335

BOX:

496

FOLDER:

4524

DESCRIPTION:

Rothschild, Joseph

DATE:

09/30/92



4524

Witnesses:

Muller

Another individual

After an examination of the evidence herein and in view of the statements in Complainant's letter to the District Attorney under date of Sept. 27, 1893 filed herewith I am convinced that no admission of defendant could be had except for who has filed the goods to the charge of obtaining the goods in question does not give sufficient reliable evidence to show that defendant knew the goods were stolen at time of sale. The goods were received openly by defendant & receipts for by him in the receipt books of Complainant as they were delivered by Complainant's man. The Complainant concurs in this view of the case and stated in his letter of Sept. 29, 1893 that it is his opinion that the property was not stolen by defendant with criminal intent & that this proposition be discontinued. In view of these circumstances I recommend the dismissal of this case together other indictments against deft. Oct. 19, 1893.

Vernon M. Davis
Dist.

352 BM app 2/2/94

Counsel,

Joseph Rothchild
Filed *1893*
day of *October*
Pleads, *Not guilty*

THE PEOPLE

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

vs.

B

Joseph Rothchild
(3 cases)

DE LANCEY NICOLL,

District Attorney,

Post 3, October 20, 1893.
See endorsement.

A TRUE BILL.

John T. ...

Post 3, October 20, 1893.

Foreman.

Indictment dismissed

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Rothschild

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

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

The said

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

seven hundred and eighty-one yards of cloth of the value of ninety cents each yard

of the goods, chattels and personal property of one

Henry Abegg
by one Edward K. Ross and

by a certain other person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said *Henry Abegg*

unlawfully and unjustly did feloniously receive and have; the said

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

DE LANCEY NICOLL,
District Attorney.

POOR QUALITY ORIGINAL

0338

Bail fixed at \$15000.
in 3 indicts. R.S.M.

Witnesses :-

Counsel,

Filed,

Pleads,

Served by

Suppnet Crowley

121 W 77th St

N.Y.

I recommend dismissal of
this indictment for reasons
endorsed by other indictment

Oct. 19, 1890.

Wm. M. Davis,
Asst.

1890

THE PEOPLE

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

Joseph Rothchild
(3 cases)

because of
see case of
Edward Rose

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

[Signature]

Per 3. October 20/90

Indictment dismissed

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Rothschild

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

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

The said

Joseph Rothschild

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

*five pieces of cloth of the value
of seventy dollars each piece*

of the goods, chattels and personal property of one

Henry Abegg
by one *Edward K. Ross*, and
by a certain other person or persons to the Grand Jury aforesaid unknown, then lately
before feloniously stolen, taken and carried away from the said *Henry Abegg*

unlawfully and unjustly did feloniously receive and have; the said

Joseph Rothschild

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

DE LANCEY NICOLL,
District Attorney.

352 989

Counsel,

Filed, *Joseph R. Nichols*
189
Pleadgr *Joseph R. Nichols*

THE PEOPLE

RECEIVING STOLEN GOODS
(Section 550, Penal Code.)

Joseph R. Nichols
(accused)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Sam T. [Signature]

Foreman.

Part 3, October 20/13

Indictment dismissed

Witnesses:

Quinton
John [Signature]

I recommend dismissal of
this indictment for reasons
enclosed or other indictment
Oct. 19, 1893.

Vernon M. Davis,
Clerk.

District Attorney's Office,
City and County of New York.

City and County }
of New York, } ss.

of No. 90-92-94 Grand Street, aged 27 years,
occupation Cashier being duly sworn, deposes and says,
that on the first day of August 1892, at the City of New
York, in the County of New York,

one Joseph Rothschild, did feloniously receive the following described property, knowing the same to have been stolen, seven hundred and eight one and three quarter yards of woollen cloth of the value of about seven hundred dollars.

That the said property was stolen from deponent's employers Henry Abegg and Adolph Rusch, (comprising the firm of Abegg & Rusch) by one Edward K. Ross, who admitted to deponent that he had stolen the said property and sold it to the said Joseph Rothschild for the sum of one hundred and ninety-six dollars and five cents, about two sevenths of the actual value.

That the said Joseph Rothschild admitted to deponent, that he had received the said property from the said Edward K. Ross and that he had paid to said Edward K. Ross the said sum of one hundred and ninety-six dollars and five cents.

Sworn to before me }
this 30th day of Sept. 1892

Joe C. Leggat

Justices of the
Court of Aids
City of New York

POOR QUALITY ORIGINAL

0342

DISTRICT ATTORNEY'S OFFICE.

City and County of New York.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph C. Deffat

vs.
Joseph Rothachiel

Office of
Clemens W.

Dated Sept. 30th 1892

Witnesses
Off. Drainer

No. C.O. Street,

Charles Caprey

No. 459 W. 19th Street,

Charles Burkhardt

No. 90 Grand Street,

.....

.....

.....

**POOR QUALITY
ORIGINAL**

0343

1427

COUNTY OF NEW YORK, ss.:

In the Name of the People of the State of New York, To any Sheriff, Constable,
Marshal or Policeman in this State, GREETING:

An indictment having been found on the 30th day of September
1892, in the Court of General Sessions of the Peace of the County of
New York, charging Joseph Rothchild

with the crime of Receiving Stolen Goods

You are therefore Commanded forthwith to arrest the above named Joseph
Rothchild and bring him before that Court to answer the indictment; or
if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the
City Prison of the City of New York.

City of New York, the 30th day of Sept 1892

By order of the Court,

John P. Carroll
Clerk of Court.

POOR QUALITY ORIGINAL

0344

New York General Sessions of the Peace.

THE PEOPLE
OF THE STATE OF NEW YORK,
against

Joseph Rothschild

BENCH WARRANT FOR FELONY.

Issued

Sept 30 1892

Sept 20 1892

The within named defendant was
arrested this day and brought to the
Court of General Sessions by

Wally H. H. H. H.

The officer executing this process will
make his return to the Court forthwith.

**POOR QUALITY
ORIGINAL**

0345

1427

COUNTY OF NEW YORK, ss.:

In the Name of the People of the State of New York, To any Sheriff, Constable,

Marshal or Policeman in this State, GREETING:

An indictment having been found on the 20th day of September

189 2 in the Court of General Sessions of the Peace of the County of

New York, charging Edward Ross

with the crime of Grand Larceny first degree

You are therefore Commanded forthwith to arrest the above named Edward

Ross and bring him before that Court to answer the indictment; or if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the City Prison of the City of New York.

City of New York, the 23rd day of September 189 2

By order of the Court,

John T. Carron

Clerk of Court.

**POOR QUALITY
ORIGINAL**

0346

New York General Sessions of the Peace.

THE PEOPLE
OF THE STATE OF NEW YORK,
against

Edward Ross

BENCH WARRANT FOR FELONY.

Issued *September 23rd* 189 *2*

Sept 26 189 *2*

The within named defendant was
arrested this day and brought to the
Court of General Sessions by

R. H. [unclear]

The officer executing this process will
make his return to the Court forthwith.

POOR QUALITY
ORIGINAL

0347

ABEGG & RUSCH,

P. O. Box 918.

LYONS: 19 Place Tholozan.

ZURICH: 27 Bahnhofstrasse.

TELEGRAMS: NUTOBER-NEW YORK.

90, 92 & 94 GRAND STREET

NEW YORK,

Sept 27 189 W

M^r Delaney Nichol
Direct Attorney
Dear Sir:

In the matter of the People vs
Rothschild, we beg to state that after
an examination or rather an investigation
of the facts in the case, and in view
of the defendants willingness to make
restitutions for the property which came
to his hands, we strongly urge the
amendment of the action.

We from the first believed the man
guilty, and were determined to prosecute,
but as we worked up the case and
viewed it in detail, an element of
doubt appeared, which leads us to make
this petition in his behalf.

As Rothschild is desirous of making
reparation, and is sincere in this
desire, we trust your office will see
the way to stop the prosecution.

Very Respectfully

Abegg & Rusch

POOR QUALITY
ORIGINAL

0348

ABEGG & RUSCH,

P. O. Box 918.

LYONS: 19 Place Tholozan.

ZURICH: 27 Bahnhofstrasse.

90, 92 & 94 GRAND STREET,

TELEGRAMS: NUTOBER-NEW YORK.

NEW YORK,

Sept 29th 1893

Mr Delany Archibald
Sect Attorney
Dear Sir:

In the matter of the People vs Rothschild, we strongly urge that the proceedings against the defendant be stopped.

Rothschild is sincere in his desire to return to us the property which he rec'd, and we now think that said property was not rec'd. by him with criminal intent.

In view of these particulars we trust your office will see the way to annul the prosecution.

Very Respectfully
Abegg & Rusch

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Rothschild

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

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

The said

Joseph Rothschild

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

*twelve pieces of cloth of
the value of sixty dollars
each piece*

of the goods, chattels and personal property of one *Henry Abegg*
by one *Joseph Rothschild* and
by a certain other person or persons to the Grand Jury aforesaid unknown, then lately
before feloniously stolen, taken and carried away from the said *Henry Abegg*

unlawfully and unjustly did feloniously receive and have; the said

Joseph Rothschild

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

DE LANCEY NICOLL,
District Attorney.

0350

BOX:

496

FOLDER:

4524

DESCRIPTION:

Rozervitch, Frank

DATE:

09/14/92



4524

POOR QUALITY ORIGINAL

0351

De Lancey Nicoll
Counsel
Filed *Sept 13* day of *Sept* 189*2*
Plends, *Equity*

Grand Larceny, Degree, [Sections 528, 529, Penal Code.]

THE PEOPLE

Frank Rogovitch
2-11-1892
87

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

James T. ...
Foreman.

Part 3. Sept 1902

tried and convicted

Part 3 Larceny 22

Sept 13
6 months
Sept 13

POOR QUALITY ORIGINAL

0352

Witnesses:

Counsel

Filed (day of)

189

Pleads,

THE PEOPLE

Grand Larceny, Degree, [Sections 228, 237, Penal Code.]

Frank Rogovitch

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

[Signature]

Foreman.

Part 3. Sept 1962

Tried and convicted

Perjury 22

6:00 pm 22

Sept 22 1962

POOR QUALITY ORIGINAL

0353

Police Court District. Affidavit—Larceny.

City and County of New York, ss:

Charles Smith

of No. 164 Delancy Street, aged 27 years, occupation Blacksmith being duly sworn,

deposes and says, that on the 27th day of July 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 silver watch of the value of twelve dollars
One gold chain of the value of twenty five dollars
and one gold ring of the value of five dollars and a half all together of the value of thirty two dollars and a half

the property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Frank Rogovitch (now here) for the reason that on or about said date the above described property was in deponent's premises. Deponent was left in said room by deponent while deponent was out of said room deponent left and when deponent returned the above described property was gone. Deponent next saw defendant on the 2nd day of August and defendant had the aforesaid ring in his possession. Wherefore deponent charges the said Rogovitch with Grand Larceny

Charles Smith
mark

Sworn to before me this 27th day of July 1892
Wm. M. ...
Police Justice.

POOR QUALITY ORIGINAL

0354

(1885)

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Frank Rzeswitek

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. *Frank Rzeswitek*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *Poland*

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

Answer. *87 Mulberry Street. 1 Month*

Question. What is your business or profession?

Answer. *Shirt maker*

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.*
his
Frank + Rzeswitek
mark

Taken before me this

24

John J. [Signature]

189

Police Justice.

POOR QUALITY ORIGINAL

0355

BAILLED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

No. 5, by _____
Residence _____
Street _____

No. 6, by _____
Residence _____
Street _____

No. 7, by _____
Residence _____
Street _____

No. 8, by _____
Residence _____
Street _____

Police Court... District... 1064

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1 *William Smith*
2 *of Secretary of*
3 *Bank Report*

Offense *Larceny*

Dated, *Aug 24* 1892

Magistrate

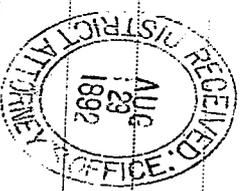
Officer

Prisoner

Witnesses

No. _____
Street _____

No. _____
Street _____



No. _____
Street _____

to answer

Sworn to Aug 26 1892

Handwritten signatures and notes

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 _____

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, *Aug 24* 1892 _____ 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.

POOR QUALITY
ORIGINAL

0356

N. Y. Sept 19th 92

To the Honorable Judge
Fitzgerald

I am a foreigner and do not
speak a word of English,
that is why I take the liberty
to write to your Honor.

My husband Frank Radovitz
who was tried yesterday is a
honest man and is innocent of
the charge preferred against him
and I could prove if I knew
before what the matter was
about. He is a hard working
man and all the people he did
or does work for, are willing
to go and witness before
your Honor, while on the

POOR QUALITY
ORIGINAL

0357

other hand the party that did
prefer the charges against him,
is of bad reputation, which I
also could prove, then again
I testified according to the
instructions of the lawyer, which
I paid twenty dollars, part of
which I had to borrow.

Please, your Honor, have pity
with us, give a chance to tell
you the whole story and to prove
to your Honor my husband's
innocence. Hoping that your
Honor will grant it I remain

Your Honors
Obedient Servant

Mary Radovitch

87 Mulberry St.

POOR QUALITY
ORIGINAL

0358

From
Mary Rodovitz
Case of
J. Rodovitz
Sept 19/92

17
220 with
Kahler Wels
dark
single

COURT OF GENERAL SESSIONS, PART III.

----- x
 :
 The People of the State of New York, :
 :
 against : Before
 : Hon. Jas. Fitzgerald
 Frank Rosevitch. : and a Jury.
 :
 :
 ----- x

Indictment filed Sept. 14, 1892.
 Indicted for grand larceny in the second
 degree.

New York, Sept. 19, 1892.

A P P E A R A N C E S:

For the People, Asst. District-Atty. Gunning S. Bedford;
 For the Defendant, J. Oliver Keene.

CHARLES SMITH, a witness for the People, sworn, testified:

I live at 164 Delancey Street in this city. My
 business is a blacksmith. On the 16th. of July I had a
 gold watch, a silver watch and a gold ring in my room, all
 of the value of \$42. I left it in the top drawer of my
 bureau on that day. The defendant came into the room
 about four o'clock in the afternoon. Nobody else was
 there besides the two of us. He wanted to hire a fur-
 nished room from me. He said: "Have you got a room?" and
 I said yes. He was a stranger to me at that time. Then
 he sent me for beer downstairs. While I was out for the
 beer my wife went up on the roof to hang out her washing and
 she saw the man going out of the house. When I came

2.

back he was gone. I looked in the bureau drawer and found the two watches and the gold ring missing. I didn't see the defendant until four or five weeks after. When I did see him I got a police officer and had him arrested. The ring which is now produced I found on his finger and I identified it as my property.

Cross-examination:

I am positive the defendant is the man who came into my rooms on the 16th. of July. He spoke to me in the Russian language and made arrangements for hiring a room from me. Though I had never seen the man before, I am positive in my identification of him. I am also positive in my identification of the ring because I made it as a wedding present to my wife.

RICHARD BARRY, a witness for the People, sworn, testified:

I am a police officer attached to the Sixth Precinct. I arrested the defendant on the 21st. of August in the house 39 Mulberry Street. I found a ring on his finger which the complainant identified as his property. The defendant said that it belonged to his wife and he claimed it.

Cross-examination:

The defendant was not very much excited at the time I arrested him. When I took the ring off his finger he immediately said that it belonged to his wife and that she had had it for some time. I told him I was arresting him for a larceny committed on the 16th. of July.

3.

FANNY SMITH, a witness for the People, sworn, testified:

I am the wife of Charles Smith, the complainant. I live at 164 Delancey Street. I saw the prisoner in our house on the 16th. day of July. The ring which is now shown me is my property. It was a present to me from my husband. I saw the defendant in our house on the 16th. of July talking with my husband. Shortly after he came there I went up on the roof to hang out some clothes, leaving the defendant alone in the room.

Cross-examination:

I was in the kitchen when the defendant first came in. I did not have any conversation with him. I saw my husband go downstairs with the can and very shortly after that I went up on the roof. I am positive in my identification of the defendant.

DEFENSE.

FRANK ROSEVITCH, the defendant, sworn, testified:

I speak the Russian language. Q. Now, this man charges that on the 16th. of July you went into his house 164 Delancey Street; that you made arrangements with him for renting a room and that you sent him for beer and that after he had gone for the beer you took a silver watch, a gold watch and a ring: Is that so?

A No, sir; I was not there. I don't know where he lives. I was not in his rooms on that day. I never saw the defendant before the time of my arrest. I had no occasion

to hire a room. I had been living for two months before that in 92 Mulberry Street. The ring which was found on my finger was the property of my wife. I made it a present to her.

Cross-examination:

I never was arrested before charged with any crime. I never had any conversation with my wife in relation to this ring since my arrest. I remember that at four o'clock on the 18th. of July I was home in my own house. I am certain that I was not at the complainant's house on that day.

CANA FELDMAN, a witness for the defendant, sworn, testified:

I live at 89 Hester Street. I know this defendant about a year. He lives in the same house with me. I have seen the ring which is produced here on the finger of the wife of this defendant several times.

MARY ROSEVITCH, a witness for the defendant, sworn, testified:

I am the wife of the defendant. I live at 87 Mulberry Street. My husband made me a present of the ring which is now produced. I have worn it for four years. I remember my husband buying it from a peddler who lives in Grand Street. The peddler came to our house on several occasions and we bought watches and other articles from him.

**POOR QUALITY
ORIGINAL**

0363

5.

R E B U T T A L.

ROBIAS RUGNESKI, a witness for the People, in rebuttal, sworn,
testified:

I am a peddler of jewelry. The ring which is
produced here I sold to the complainant, Mr. Charles Smith,
for \$5.50 about eight months ago. I positively identify
the ring as a ring which I sold him. There may be other
rings of the same kind manufactured, but I can identify
this one.

The jury returned a verdict of guilty of grand
larceny in the second degree.

**POOR QUALITY
ORIGINAL**

0364

Indictment filed Sep.14-1892

COURT OF GENERAL SESSIONS

Part III.

T H E P E O P L E &c.

against

FRANK ROSEVITCH.

Abstract of testimony on

trial, New York, September

19th 1892.

**POOR QUALITY
ORIGINAL**

0365

505

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 Rozewitch

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

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

The said

Frank Rozewitch

late of the City of New York, in the County of New York aforesaid, on the *16th*
day of *July* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with force and arms,

*one watch of the value of
twelve dollars, one chain of the
value of twenty-five dollars,
and one finger ring of the
value of five dollars and fifty
cents*

of the goods, chattels and personal property of one

Charles Smith

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.

**POOR QUALITY
ORIGINAL**

0366

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

Frank Rozewitch
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Frank Rozewitch

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

one watch of the value of twelve dollars, one chain of the value of ^{twenty-five} ~~six~~ dollars, and one finger ring of the value of five dollars and fifty cents

of the goods, chattels and personal property of one

Charles Smith

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

Charles Smith

unlawfully and unjustly did feloniously receive and have; the said

Frank Rozewitch

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

DE LANCEY NICOLL,

District Attorney.

0367

BOX:

496

FOLDER:

4524

DESCRIPTION:

Rugg, Louis

DATE:

09/26/92



4524

POOR QUALITY ORIGINAL

0368

297 1172

Counsel,

Filed

day of

189

Plends,

THE PEOPLE

vs.

Louis Rugg

Burglary in the Third Degree
Section 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.

Witnesses:

Walter has
given to me
a receipt of the
Stolen & taken
a false receipt
of Francis Mene

W.M.

James Sullivan
Foreman.

Henry Rugg
Sept 26/72
Walter has
supplied

POOR QUALITY ORIGINAL

0369

Police Court— District.

City and County of New York, } ss.:

Mary Gerken

of No. 88 Murray Street, aged 34 years, occupation Restaurant Keeper being duly sworn

deposes and says, that the premises No. 88 Murray Street, 3 Ward in the City and County aforesaid the said being a four story brick house - the right side of the fourth floor which was occupied by deponent as a dwelling and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly opening a door to said apartments - with a key

on the 21 day of September 1894 in the day time, and the following property feloniously taken, stolen, and carried away, viz:

W.E.
A
F
2 27

A Gold watch and chain - One pair of Bracelets - Two Gold Necklaces - Two Gold rings, and 15 bangles and a pocket book containing gold and lawful money of the United States amounting to four dollars & seventy five cents - and a gold collar button and a medal all of the value of One hundred Dollars

the property of Deponent.

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Louis Rugg (now here)

for the reasons following, to wit: on said deponent was informed by Adeline Katenhorn a domestic in her employ that she securely locked and fastened the door of said apartments and went out - deponent visited said apartments and discovered that the place had been entered and the above described property missing - deponent is further informed by Officer Mohr of the 2^d Precinct that he

POOR QUALITY ORIGINAL

0370

Arrested the Defendant and when arrested he had in his possession a quantity of Jewelry - and a Key - deponent has since seen the Jewelry found on defendant and fully identified it as part of her property that was stolen - Deponent further swears that the Defendant was in her employ and that the Key found in his possession ~~was~~ fitted the lock on the door of her apartment deponent therefore charges defendant with Burglary and prays that he be dealt with according to law

Sworn to before me Mrs. Mari Gerkees
this 22 day of September 1892

[Signature]

Police Justice

Dated 1888 Police Justice

I have admitted the above named _____ guilty of the offence mentioned, I order he to be discharged.

There being no sufficient cause to believe the within named _____

Dated 1888 Police Justice

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

Dated 1888 Police Justice

of the City of New York, until he give such bail.

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

committed, and that there is sufficient cause to believe the within named _____

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court, District,

THE PEOPLE, &c.,
on the complaint of
vs.
1
2
3
4
Offence - BURGLARY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses.

No. street,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

**POOR QUALITY
ORIGINAL**

0371

CITY AND COUNTY }
OF NEW YORK, } s.

Jacob G. Mohr
aged _____ years, occupation *Police officer* of No. _____

2nd Precinct Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Mary Gerken*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this *22*
day of *Sept* 18*92* } *Jacob G. Mohr*

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0372

(1885)

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Louis Rugg 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. *Louis Rugg*

Question. How old are you?

Answer. *31 years*

Question. Where were you born?

Answer. *Switzerland*

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

Answer. *No home*

Question. What is your business or profession?

Answer. *Iron moulder*

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*
Louis Rugg

Taken before me this *22* day of *April* 189*2*
W. W. ...
Police Justice.

POOR QUALITY ORIGINAL

0373

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court... District.

297/1199

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mary Gerken
818 Broadway St.
Louis Rugg

1
2
3
4
Offense: Burglary

Dated, Sept 22 1892

Magistrate: M. E. Schuman

Officer: Proctor

Witnesses: Officer 2

Witnesses: Officer

No. ...
Street: ...

No. ...
Street: ...

No. ...
Street: ...

No. ...
Street: ...

Committed to ...

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 ... 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, Sept 22 1892 ... 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.

POOR QUALITY
ORIGINAL

0374

462

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Louis Rugg

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

Louis Rugg

of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said

Louis Rugg

late of the 3rd Ward of the City of New York, in the County of New York aforesaid, on the
21st day of September in the year of our Lord one
thousand eight hundred and ninety-two, with force and arms, in the day time
of the same day, at the Ward, City and County aforesaid, the dwelling house of one

Mary Gerken

there situate, feloniously and burglariously did break into and enter, with intent to commit some
crime therein, to wit: with intent the goods, chattels and personal property of the said Mary
Gerken in the said dwelling house then and there being, then and there
feloniously and burglariously to 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.

POOR QUALITY ORIGINAL

0375

SECOND COUNT—

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

Louis Rugg

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

The said *Louis Rugg*

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

one watch of the value of twenty-five dollars, one chain of the value of ten dollars, two bracelets of the value of five dollars each, two necklaces of the value of fifteen dollars each, two finger rings of the value of eight dollars each, fifteen bangles of the value of ten cents each, the sum of four dollars and seventy-five cents in money, lawful money of the United States of America and of the value of four dollars and seventy-five cents, one pocketbook of the value of twenty-five cents, one collar-button of the value of one dollar, and one medal of the value of one dollar
of the goods, chattels and personal property of one *Mary Gerken*

in the dwelling house of the said

Mary Gerken

there situate, then and there being found, from the dwelling house aforesaid, 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.

Al Laucey Ricoll
District Attorney

0376

BOX:

496

FOLDER:

4524

DESCRIPTION:

Rusciano, Pasquale

DATE:

09/22/92



4524

0377

BOX:

496

FOLDER:

4524

DESCRIPTION:

Rusciano, Camilla

DATE:

09/22/92



4524

Witnesses:

These are circumstances surrounding this case affecting the defendant's relations with the female defendant Camilla Muscarello which is unnecessary to spread upon the record which shall a conviction in this case impossible and to clear the record I recommend the defendants discharge on their individual recognizance

June 9/97
L. L. Vandoren
[Signature]

Counsel,

Filed,

Plends,

THE PEOPLE

vs

Benjamin B. ...
Camilla Muscarello

Assault in the First Degree, etc. (Sections 217 and 218, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

[Signature]
Foreman.

Part 4, June 10/97.
No. 10 in motion Sic. Ct. N.Y.
Def. in both Sic. Ct. on
verbal recog.
MFM

Witnesses:

Here are circumstances surrounding this case affecting the defendant's relations with the female defendant Camilla Bruscia, which is unnecessary to spread upon the record which shall a conviction in this case impossible and to clear the record I recommend the defendant's discharge on their individual recognizance

June 9/97

L. L. Vandoren

[Signature]

Counsel,

Filed

day of

1892

Plends,

THE PEOPLE

Assault in the First Degree, etc. (Sections 217 and 218, Penal Code.)

Benigno Bruscia
Camilla Bruscia

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

[Signature]
Foreman.

Part 4, June 10/97.

My attention directed to
Defendant's health in our
verbal recog.

[Signature]

POOR QUALITY ORIGINAL

0380

Police Court District.

City and County of New York, ss.:

of No. 339 East 109th Street, aged 37 years, occupation Liquor Dealer being duly sworn deposes and says, that on the 2nd day of July 1892 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Pasquale Rusciano and Cammilla Rusciano of the following facts (to wit) that on said day at about 9 o'clock, P.M. deponent met said Cammilla and went out for a walk with her, they went east through 109th Street, toward the East River, that when at the River, and while sitting down with said Cammilla, in the strong force said Pasquale came up, and when about seven feet from deponent, he said Pasquale, discharged from a Revolver a Pistol, which he held in his hand, several shots at the person of deponent, one of the Bullets from said Pistol striking deponent in the left leg, and injuring deponent so ~~badly~~ that he has been confined to his home up to the present time. Deponent further says that she said Cammilla was acting in concert with her brother, and that she came after him, deponent, and induced him to go to the place, where he was so shot by her, said brother Pasquale, and he further says that the assault so committed was done

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and 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 for the above assault, etc., and be dealt with according to law.

Suborned before me, this 14th day of July 1892 Michael Crestaro Police Justice.

POOR QUALITY ORIGINAL

0382

City and County of New York, ss:

Supern to before me this
11/11/18
1891
Police Justice

Mary Rusciano
Free

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 *Five thousand* 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 *one house, and three lots of land, situated on the north-east corner of* *171 Street, said property* *valued at \$15,000. subject to a mortgage of* *\$2,000. in said city.*

Mary Rusciano
I hereby charge my separate
estate with the fulfillment
of the within bond.

Mary Rusciano

District Police Court.

Underlying to appear during
the Examination.
vs.
ON THE COMPLAINT OF
THE PEOPLE, &c.,

Taken the day of 1891

Justice.

[Lined area for additional text or signature]

POOR QUALITY ORIGINAL

0383

Sec. 192.

District Police Court.

Undertaking to Appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss:

An information having been laid before Charles H. Tamm a Police Justice of the City of New York, charging Camilla Rusciano Defendant with the offense of Delinquent Assault

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

WIT Camilla Rusciano Defendant of No. 29 Madison Street, by occupation a Secretary Mary Rusciano and of No. 171 St 4th Avenue Street, by occupation a Keep house Surety, hereby jointly and severally undertake that the above-named Camilla Rusciano Defendant shall personally appear before the said Justice, at the 5 District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of \$300 ~~Hundred~~ Dollars.

Taken and acknowledged before me this 14 day of July 1892 } Camilla X Rusciano Mary Rusciano } Charles H. Tamm Police Justice.

[Lined area for additional text or notes]

POOR QUALITY
ORIGINAL

0385

Police Department of the City of New York.

Precinct No. 27th

New York, July 7th 1892

Judge Faubus

Your Honor

This is to certify
that I examined Michael Costello
this evening (9 pm). I find him
suffering from a gun shot wound
of the thigh. His pulse is
feeble; temperature below the nor-
mal. He cannot eat any solid
food, nothing but a little soup.
He finds it impossible to sleep
without medication.

In my opinion he is not out of
danger.

Respectfully

M. A. McGovern, Police Surgeon

POOR QUALITY
ORIGINAL

0386

CLINICAL INSTITUTE
FOR DISEASES OF THE EYES,
22 SPRING ST.

Dr. G. Lapenta's Room at Clinic.

New York, July 7 1892

This is to certify that Mr. Michael
Besterio of 337 1/2 109 St is in dan-
gerous condition yet.

G. Lapenta M.D.

POOR QUALITY ORIGINAL

0387

CITY AND COUNTY OF NEW YORK } ss. POLICE COURT, 51 DISTRICT.

of 27-Police Precinct Charles F. Farley Street, aged 29 years, occupation Officer being duly sworn, deposes and says that on the 2 day of July 1892 at the City of New York, in the County of New York Pasquar Rusciano

Sworn to before me, this 27th day of July 1892, Charles F. Farley, Police Justice.

(now here) who fired four shots from a revolver, wounding Michael Costaro, in the hip, from which he is now confined at his home 339 East 109 Street, and is unable to appear in court as set forth in the annexed certificate. Dependent prays that said Rusciano may be held to await the result of said injuries.

Charles F. Farley

POOR QUALITY ORIGINAL

0388

P. 5
Police Court, *5* District

THE PEOPLE, &c.,
OF THE COMPLAINT OF
Charles F Farley
vs.
Pasquas Rusciano

ARREDA VIT.
W. W. W. W.

*Committed without
bail for await injury
C. F. F.*

Dated *July 3* 189 *2*

J. J. J. Magistrate.

Farley Officer.

Witness, *L. J. P.*

Disposition.....

POOR QUALITY ORIGINAL

0389

CITY AND COUNTY OF NEW YORK } ss. <

POLICE COURT, 5th DISTRICT.

of No. the 24th Street, aged 29 years, occupation Police Officer being duly sworn, deposes and says that on the 24th day of July 1892 at the City of New York, in the County of New York he arrested

Sworn to before me, this 24th day of July 1892 Charles W. Hamilton Police Justice

Camilla Rusciano (nowhere) on information that she did aid assist and abet in the assault committed by her brother Pasquale Rusciano on Melchior Cestaro who is now confined to his home suffering from the felonious assault committed upon him, ^{on the 24th day of July 1892} deponent charges on the information received that the said Camilla was an accessory before the fact and that she did aid in the assault committed and the deponent asks that she be committed for further examination to await the injuries inflicted on him Cestaro, Char. W. Hamilton

POOR QUALITY ORIGINAL

0390

Police Court, 5th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles F. Farley
vs.
Communia Rubiano

AFFIDAVIT.
Michael Carrion

Committed without bail
to await result of inquest
Chas F Farley

Dated, July 5th 1892

Paulton Magistrate.

Farley Hamilton Officer.

Witness, 27

Disposition.....

POOR QUALITY ORIGINAL

0391

Handwritten notes: 43000 for 2000, July 15/1902, 20 PM, July 19/1902, 3:30 AM, July 22/1902, 9:30 AM.

BAILLED, No. 1, by Mary Pucciano, Residence 171 1/2 St. Vincent Ave. No. 2, by Anne, Residence. No. 3, by. No. 4, by. Residence. Street.

P. 5-88, Police Court, District, 924

THE PEOPLE, &c., ON THE COMPLAINT OF Michael Borland, 339 E. 109 St., Canajoharie Pucciano, 2 Canajoharie Pucciano. Offense, Felony Assault

Dated, July 14th, 1892, Magistrate, J. Van Lier, Officer, F. T. Parky, Precinct, 27 1/2.



No. 2000, to answer, 2000 Bond, Street.

Handwritten: Bailed by...

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 Hundred Dollars, each and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, July 22nd, 1892, Charles N. Leinton, Police Justice.

I have 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.

POOR QUALITY ORIGINAL

0392

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Camilla Rusciano

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer

Italy

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

Answer.

29 Madison St. P. M. N. Y.

Question. What is your business or profession?

Answer.

Domestic

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.

Camilla Rusciano
mark

Taken before me this

day of

1892

Charles J. Santoro
Police Justice.

POOR QUALITY ORIGINAL

0393

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Pasquale Rusciano

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.

Pasquale Rusciano

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer

Italy

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

Answer.

Cornia, Long Island 2 months -

Question. What is your business or profession?

Answer

Labrer

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.

Pasquale Rusciano

Taken before me this 14 day of July 1924
Charles Santors
Police Justice.

**POOR QUALITY
ORIGINAL**

0394

CLINICAL INSTITUTE
FOR DISEASES OF THE EYES,
22 SPRING ST.
Dr. G. Lapenta's Room at Clinic.

New York, *July 12* 1892

This is to certify that Mr
Michele Costaro at no 339 (B)
109th St is in dangerous condition
yet.

G. Lapenta M.D.

POOR QUALITY ORIGINAL

0395

Court of General Sessions of the Peace

473

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Paquale Russiano and
Camilla Russiana

The Grand Jury of the City and County of New York, by this indictment accuse
Paquale Russiano and Camilla Russiano
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Paquale Russiano and Camilla Russiano

late of the City of New York, in the County of New York aforesaid, on the second
day of July in the year of our Lord one thousand eight hundred and
ninety-two, with force and arms, at the City and County aforesaid, in and upon the body of
one Michael Costaro in the peace of the said
People then and there being, feloniously did make an assault and to, at and against him
the said Michael Costaro a certain pistol then and there
loaded and charged with gunpowder and one leaden bullet, which the said Paquale Russiano
and Camilla Russiano in their right hands then and there had and
held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there
shoot off and discharge with intent him the said Michael Costaro
thereby then and there feloniously and wilfully to kill, 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
Paquale Russiano and Camilla Russiano
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Paquale Russiano and Camilla Russiano

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at
the City and County aforesaid, with force and arms, in and upon the body of the said
Michael Costaro in the peace of the said People then and there being,
feloniously did wilfully and wrongfully make another assault, and to, at and against him
the said

Michael Costaro
a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the
said

Paquale Russiano and Camilla Russiano
in their right hands then and there had and held, the same being a weapon and an instrument
likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot
off and discharge, 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.

0396

BOX:

496

FOLDER:

4524

DESCRIPTION:

Ryan, George

DATE:

09/30/92



4524

0397

BOX:

496

FOLDER:

4524

DESCRIPTION:

Ryan, George

DATE:

09/30/92



4524

POOR QUALITY ORIGINAL

0398

349 12/14

Counsel,

J. Mads

Filed,

30 Day of Sept 1892

Pleas,

actually

THE PEOPLE

vs.

I

George Ryan

CONCEALED WEAPON.
(Section 410, Pennl Code.)

DE LANCEY NICOLL,

District Attorney.

lit 6. 1892. S. M. W.

A TRUE BILL.

James T. ...

Foreman.

Sentenced on and indicted. BSM,

Bill

Witnesses:

.....
.....
.....
.....
.....

Police Court, 3 District.

City and County of New York, } ss.

Michael J. Reap of No. 300 Mulberry Street, aged years, occupation Police officer, being duly sworn, deposes and says,

that on the 27th day of September 1892 at the City of New York, in the County of New York, George Ryan (now here)

did, with intent to use against another ~~and~~ possess an instrument or weapon of the kind commonly known as a sandclub in violation of Section 410 of the Penal Code.

Deponent further says: that at about the hour of ten o'clock in the morning of said day deponent ~~was~~ visited the lodging house at 262 Bowery and in a room in said house deponent found the defendant occupying it as a lodging. The defendant was undressed and had just arose from bed. Deponent as a Police officer having watched the actions and movements of defendant, considered him a suspicious character. Deponent thereupon searched the locker or closet used by the defendant in said room and among other things found the said sand-clubs here shown lying upon the floor of the closet. That the defendant believing that said weapons has escaped deponents observation, threw his vest upon them to hide them from deponent

Wherefore deponent charges defendant with being in possession of said sand club with intent to use against another

Sworn to before me this 28th September, 1892

[Signature]

Notary Public

POOR QUALITY ORIGINAL

0400

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

George Ryan

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. *George Ryan*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *Chicago Ill*

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

Answer. *262 Bowery; 1 week*

Question. What is your business or profession?

Answer. *Salesman*

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 have nothing to say now; I am not guilty*

Geo Ryan.

Taken before me this *28* day of *September* 189*3*

Police Justice *[Signature]*

POOR QUALITY ORIGINAL

0401

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

349 B 12/4
Police Court--- District

THE PEOPLE
vs.
ON THE COMPLAINT OF
Michael J. Reep
George Ryan
Possessing Dangerous weapon

Date: Sept 28 1892

Magistrate
Hoyan
No. 2, by _____
Residence _____
Street _____

Witness
J. Leavie
No. 4, by _____
Residence _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

\$ 2000 to answer
AS
Cm

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 _____
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 _____ 18 92 _____ Police Justice.

I have admitted the above-named _____
to bail to answer by the undertaking hereto annexed.
Dated _____ 18 _____ Police Justice.

There being no sufficient cause to believe the within named _____
_____ guilty of the offence within mentioned. I order h to be discharged.
Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0402

Court of General Sessions of the Peace

458

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George Ryan

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

George Ryan

of a FELONY, committed as follows:

The said *George Ryan*,
late of the City of New York, in the County of New York aforesaid, on the *twenty seventh*
day of *September*, in the year of our Lord one thousand eight hundred and
ninety- *two*, at the City and County aforesaid, with force and arms, feloniously did ~~carry, concealed on his person,~~ ^{possess} ~~partially~~
a certain instrument and weapon of the kind commonly known as
the sand club, with intent then and there
feloniously to use the same against some person or persons 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.

SECOND COUNT—

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

George Ryan

of a FELONY, committed as follows:

The said *George Ryan*,
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at
the City and County aforesaid, with force and arms, feloniously did ~~possess~~ ^{conceal} a certain instrument and
weapon of the kind commonly known as *the sand club*,
~~by him then and there concealed, and furtively carried on his person,~~ with intent then and there
feloniously to use the same against some person or persons 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.