

0884

BOX:

447

FOLDER:

4127

DESCRIPTION:

Vercruysse, Gustave

DATE:

08/05/91



4127

Witness:

Mr. L. Smith
off. capacity

Counsel,

Filed

Day of

18

Aug 91

Pleads

Guilty

THE PEOPLE

vs.

Gustave Vermysser

[Sections 224 and 22 & Penal Code].
Robbery.
degree.

John D. Williams
John D. Williams

District Attorney.

Aug 11/91

Presented by

A True Bill.

Robby / day

Wm. Madrud

Foreman.

11/91
11/91

Chambers
Ref.

0886

Police Court-- 2 District.

CITY AND COUNTY } ss
OF NEW YORK,

Thomas L. Smart
of No. 338 West 15 Street, Aged 49 Years
Occupation Engraver being duly sworn, deposes and says, that on the
1st day of August 1887, at the 14 Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

One double case gold watch of the
value

of the value of

DOLLARS,

the property of

Eighty
Dollars
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 force and violence as aforesaid by

Gustav Veremysse, known here, and four
unknown men who were arrested from the
fact that at about the hour of 6 o'clock PM
on said date deponent was in Bernard Street
and the said watch was in the lower left hand
pocket of deponent's vest and attached to
the said vest by a chain. The defendant
Veremysse, and the said four unknown men
threw deponent down and assaulted deponent
and one of the said unknown men took
the said watch out of the said pocket.
Therefore deponent charges the defendant
Veremysse and the aforesaid four unknown
men with the robbery aforesaid and prays that
they be dealt with in the law directed
Thomas L. Smart

Sworn to before me, this

day of

1887

Police Justice.

0887

Sec. 109-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Gustav Verduysse 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.

Gustav Verduysse

Question. How old are you?

Answer.

17 years

Question. Where were you born?

Answer.

France

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

Answer.

154 West 77 St. Manhattan

Question. What is your business or profession?

Answer.

Shoemaker

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 G. Verduysse

Taken before me this

day of

Police Justice.

0000

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.....

Alfred
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 *August 7* 18 *91* *John S. Kelly* 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 he to be discharged.

Dated.....18..... Police Justice.

0889

Police Court---

1006 District.

THE PEOPLE &c
ON THE COMPLAINT OF

Thos L. Smart
338 vs. 1215-11
Gustav Vinciguerra

Robbery
Officer

2
3
4

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

August 2 1891

Magistrate.

Kelly
Smyth

Officer.

Witnesses

Michael Costello

No.

54 Spring

Street.

No.

Charles R Kessel

400 West 36

Street.

No.

2,500 G.L.

Street.

\$

2,500 G.L.

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Court of General Sessions.

People vs. Gustav Verkruyser.

Indictment for Robbery.

Tried August 11th, 1892.

THOMAS L. SMART testified: Is a wood engraver. Lives at 338 West 15th street. My place of business is at 96 Fulton street. On the 1st of August last I left my place of business about 4:30 with a friend, with the intention to go over and say Good bye to another mutual friend who was going out of town. I left him at the corner of Day and Fulton. I walked up Greenwich St. until a man came up and asked what time it of day it was, and I told him. It was on Greenwich street about five o'clock. It was a double cased gold watch worth about \$80. It was in my left-hand vest pocket. As I looked back I saw a number of young men following, I should say about ten. The street ahead seemed deserted and so I turned into Leight. I walked to pretty near Canal, near St. John's Lane. At that point they attacked me, a number of young men; they attacked me from the side and from behind. I called on a citizen for help, and he came to my rescue. Then they kept on following me and my friend insisted on my taking a car/ we kept

on till we got to Mercer Street. There a herd of them
 kpx attacked me in such a way that they beat me in-
 sensible and robbed me of my watch, and from that time
 I was insensible. I am black and blue under my cloth-
 ing all over. The pocket was completely torn out. (make
 an exhibit) I recognize the defendant as one of the
 party that followed me. I saw him in Laight street by
 the corner, and he was one of the party that threw me
 down and kicked me and beat me into insensibility. I
 am positive of that. He was one of the party that attack-
 ed me.

CROSS EXAMINATION: The first I saw of this had
 was when I got to about the corner of Laight and Canal.
 There were so many that I can not tell whether he was
 one of the party that assaulted me the first time or not
 but he was one of those following me. I am sure of that
 I was assaulted on the corner of Mercer and Howard.
 Then and there, not before, I lost my watch, when I was
 knocked down. I had had my hand this way (indicating) on
 my watch; but at this time I was rendered unconscious
 and lost control of my hand and I lost my watch. I
 had not been drinking very much that day; I was not
 drunk. My friend was trying to put me on the car at the

0092

corner I had had two or three drinks that day, whiskey
souls; that is all I had. I was a little "How-come
you so."

MICHAEL COSTELLO testified I live at 57 Spring
Street, that is near Marion. On the 1st of August last
I was coming home from my work; I was near St John's Lane
when I saw four or five young fellows around this man.
I never saw the man before in my life. One of them
asked what time it was and he said (pulling out his watch)
it is half past five. We asked me to see him in a
car and to get him away from that crowd. I said, "Where
do you live?" He said, "I live in 15th street., between
8th and 9th Avenue." I took him by the arm and he
got hold of his watch like that (indicating), and I was
pulling him across Canal street when four of them got
their hands together and made a rush on us and carried
us to the middle of the car track. Then I told him we
would keep on Canal street as far as Broadway, and we
would get an officer at some place. We asked me if
we would not put him on a car. These fellows came in a mass
at the corner of Mercer street and Howard; there were
four of them, the defendant was one of them. One of

4.
them said, "You are a damned son of a bitch," and knocked me clean over. I made a grab for the one that knocked me over. While they had me down they had this man's watch taken away from him. The fellow that took the watch ran towards Canal street. The three others went through Howard into Crosby street. I followed this one and the officer overhauled him. I was the first man that got knocked down. The defendant was one of the men that struck me. I did not see him touch the complainant.

CROSS EXAMINATION: I was once arrested, when I had to defend myself; that is all. I got a month. I had not been drinking. The ~~defendant~~ complainant was not sober; he had a little down, but he was well able to take care of himself. I did not know that there is a policeman on the corner of Canal, near Broadway, all the time. I was working down in Harris street that day.

BERNARD H. SMYTH, police officer, testified:

Arrested the defendant at South Fifth Avenue and Broome street: he was running at the time away from Broadway through Broome street. I saw Michael Costello that day in Mercer Street near Howard, lying on the street; that is all I saw him. I saw the complainant about ten feet from him. The complainant's clothes

were torn and disordered, and he was bleeding from several cuts in the face. The defendant asked me when I arrested him, what I was running after him for., and I asked him what he was running for, and he said some boys were chasing him. That is all he said. The complainant saw him, also Michael Costello. Before Costello knew which was the prisoner he pointed him out as the one that assaulted him. The complainant was not in a condition to know anything, unconscious almost, and bleeding. I can't say whether the man was drunk or knocked senseless. I have been three years on the force. I smelt liquor on the complainant. Costello was perfectly sober. I do not know Costello.

The DEFENDANT testifies: I live at 157 West 27th street, with my father and mother. The last place I had was in the trunk business, with George Mortimer & Co., 359 Canal Street. I left there Saturday at about half past four. I was working there the day of my arrest. Before that I worked for Semon Bache & Co., glass dealers, at Desbrosses and Greenwich. Worked for them about two months. Worked for Adolph Reu about three years. Have never been convicted of crime for anything at all.

When I got home from work, I worked down at the corner of Canal street and West Broadway, I seen Mr. Smart

on the car-track. Two young men picked him up and put him on a stoop; he was all dirty and drunk; and after that the young men walked away, and this man Costello picked him up. After that the man said, "Where is my watch." Costello asked me to help this man, and I said, No, I won't help him as long as he is asking for his watch. Then I walked ahead to buy some fruit. I walked away. That is all I know. I walked right down Broadway to Broome street and was arrested. I was not near the corner of Tiaight and Canal that day. I went no further than West Broadway and Canal. There were plenty of people in that neighborhood that day.

Cross Examination. I left my work that day about half past four. Saw the complainant at the corner of Canal and West Broadway. After I bought the fruit I wanted to take the Greene St. car; the Seventh Avenue car; my friend Charles Houston that was with me says, "Take the Broadway. He is not here, but he lives in Perry street; I could not tell the number. We were on Canal street when we said that. We seen Costello and complainant walking, and two other fellows were in front. We wanted to see what these two fellows were up to, and we went through Mercer street to Howard. All I seen Mr. Smart was on the ground and Costello was on the other side. Then we walked up to Broadway and from

Broadway turned down to Broome we did not take a car because there was none passing at that moment. No car overtook us. There was no car at Broadway and Broome. My friend said we would walk down Broome. We had walked as far as South Fifth Avenue. I was arrested when I was walking along. I was running when T was arrested, we were fighting with each other, boxing, felling with each other; I had run away from him about two blocks. My friend did not come up to the officer and tell him he was chasing you. I swear T did not strike Costello.

REDIRECT: I have known Charlie about a year, have met him about ten times in that year. I was to work all that day. From 4:30 to 5:30 I was on the corner of Canal and South ~~xxxxxxx~~ Fifth Avenue; then he went and stood by that man Smart about half an hour. I saw no crowd around Smart. I am 17 years old.

I did not help to take this man's watch. These other boys around Smart I had never seen before.

JOSEPHINE VERKUYSEN testified: The defendant is my son; has always lived with me. He has been a good boy

OFFICER RECALLED: I was standing on the corner of

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Canal and Broadway, and I heard cries of murder, help.
I went to the corner of Broadway and Howard street, and
I saw those people together in a heap in the street.
After they cleared away a little I saw Mr. Costello in
one place, Mr. Smart in another and four young men. I
saw ~~this~~ ^{this} young man, and the prisoner actively engaged
with Costello, and I singled him out, chased and cap-
tured him. I had seen him and this defendant clinched.

Confidential
Costello

Costello

Costello

Costello

Costello

0898

Count of General Sessions

Part 1

People

by

Gustav Verkrüger

Ribbery

Rec'd Aug 11/91

Aug 5/91

1. The first step is to identify the problem. This involves understanding the current situation and the goals that need to be achieved.

0899

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Frederick Veremyse

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

Frederick Veremyse

of the CRIME OF ROBBERY in the *first* degree, committed as follows:

The said *Frederick Veremyse*,

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-one*, in the *day* time of the said day, at the City and
County aforesaid, with force and arms, in and upon one *Thomas D. Smart*,
in the peace of the said People, then and there being, feloniously did make an assault, and

one watch of the value of eighty

dollars,

of the goods, chattels and personal property of the said *Thomas D. Smart*,
from the person of the said *Thomas D. Smart*, against the will,
and by violence to the person of the said *Thomas D. Smart*,
then and there violently and feloniously did rob, steal, take and carry away, *the said*
Frederick Veremyse *being*, then and there
aided by an accomplice actually
present, whose name is to the Grand
jury aforesaid as yet 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.

DeBancroft, Moller,
Attorney

0900

**END OF
BOX**