

0818

BOX:

305

FOLDER:

2905

DESCRIPTION:

Ulmers, Henry

DATE:

04/20/88



2905

POOR QUALITY ORIGINAL

0819

Robert M. Allen
74 3 Bway
Counsel,
Filed *20* day of *April* 188*8*
Pleads *Chattel*

THE PEOPLE,
vs.
B
Henry Womers
forfeited June 7 1888
VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1983, Sec. 21 and
page 1989, Sec. 5.]

JOHN R. FELLOWS,
Per Nov 28/88 District Attorney.
4 B said forfeited + entered.
A TRUE BILL.
W. J. Berry
Foreman.

John R. Fellows
Paid June 29/88
forfeited

WITNESSES:
John R. Fellows
W. J. Berry

POOR QUALITY ORIGINAL

0820

Sec. 192.

2nd District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Judge M. P. Callahan a Police Justice of the City of New York, charging Henry M. Mers Defendant with the offence of Violation of the Excise Law

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,

We, Henry Mers Defendant of No. 217 West 81 Street; by occupation a Barkeeper and Peter Wilkins of No. 115 West Street, by occupation a Hotel Keeper Surety, hereby jointly and severally undertake that the above named Henry Mers Defendant shall personally appear before the said Justice, at the 2nd District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of one Hundred Dollars.

Taken and acknowledged before me, this 2nd day of April 1888 } Henry Mers
Peter Wilkins

J. M. Merson POLICE JUSTICE.

POOR QUALITY ORIGINAL

0021

CITY AND COUNTY OF NEW YORK, } ss.

day of *March* 188*8*
M. W. Williams
Police Justice.

Sworn to before me, this

Peter Williams
the within named Bail and Surety being duly sworn, says, that he is a resident and *free* holder within the said County and State, and is worth *two* 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 *one house and lot at 115 West Street worth \$3,000 free and clear*

Peter Williams

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear during the Examination.

vs.

Taken the day of 188

Justice.

**POOR QUALITY
ORIGINAL**

0822

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry Ulmers

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

— *Henry Ulmers* —
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Henry Ulmers

late of the City of New York, in the County of New York aforesaid, on the *first* day of *April* in the year of our Lord one thousand eight hundred and eighty-eight, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, 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 intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

— *Eugene D. Collins* —
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.

SECOND COUNT—

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

— *Henry Ulmers* —
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Henry Ulmers

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,
District Attorney.

0823

BOX:

305

FOLDER:

2905

DESCRIPTION:

Unger, Morris

DATE:

04/09/88



2905

POOR QUALITY ORIGINAL

0024

Witnesses:

This case has been tried
once. The jury disagreed.
From an examination of the
evidence, I am convinced
that no conviction can be
had at this time.

I therefore recommend the
discharge of the defendant
upon his own recognizance.

Sept 19/92
Vernon M. Davis
Clerk

I am sure at this
reference is correct.
Vernon M. Davis
Clerk

53.
Counsel,
Filed 9th day of April 1888
Pleads, *Maguly, Va.*

THE PEOPLE
April 10/88
vs.
*Ordered to Court. Remanded
Sustained for trial. Apr 12/88*

Morris Unger

JOHN R. FELLOWS,
District Attorney.

*See H. Phil 2
Row 11/11 Dec 2/88*
A TRUE BILL.

M. J. C. Berry
April 10/88 Foreman

*Ordered to E. X. Court of
Over and Foreman for trial
May 11/88*
*Ordered to jury disagree
Sept 2, 1892
Sept 19, 1892
Sept 16/92
On recognizance of Robert C. Berry
disc. discharge on his own
recog.*

POOR QUALITY ORIGINAL

0825

STENOGRAPHER'S MINUTES.

2 District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

Samuel Picard

vs. Morris Unger

BEFORE HON.

Daniel O'Rielly

POLICE JUSTICE,

March 5 1888

APPEARANCES:

For the People,

For the Defence,

1888

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WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

WITNESSES.	Direct Ex.	Cross Ex.	Re-Direct.	Re-Cross.
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George Gatsenstein	9	10	21, 22	
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N. Y. Arnold

Official Stenographer.

POOR QUALITY ORIGINAL

0826

2 DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF
Samuel Picard
Morris Unger

Examination had March 6 1888
Before Daniel O'Reilly Police Justice.

I, Walter L. Ormsby Stenographer of the 2 District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of Samuel Picard, Morris

Unger, Jacob Clarke, Geo. Galsentien, John Mc Carley, Harry
Unger, Detective O'Brien
as taken by me on the above examination before said Justice.

Dated March 7 1888

Walter L. Ormsby
Stenographer.

Daniel O'Reilly
Police Justice.

POOR QUALITY
ORIGINAL

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Police Court
Second District

The People
Samuel Picard
Morris² Unger

Examination Before Justice O'Reilly
March 6 1888

For the defendant Jacob Levy Esq.

Samuel Picard being duly sworn
and cross examined upon his
affidavit by defendant's counsel
deposes and says: I am a
member of the firm of Mitchell
and Picard. My place of
business is at 558 Broadway
formerly at 553 Broadway. I
have known the defendant
about three months

Q During that time has he
been employed to make
work for you?

A Yes within two or three
weeks

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Q What work?

A Jackets

Q You delivered the garments in an unfinished condition and he finished them?

A Yes

Q How many garments did you deliver to him on or about the 21st of January last?

A I delivered to him forty six jackets.

Q Did you deliver some to him prior to that?

A Yes Sir

Q How many?

A Seventy five

Q Were they not delivered on the first day of January?

A No Sir.

Q Did you call at his place of business after the fire occurred?

A Yes Sir

Q Did you then find there seventy five jackets in his

2

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ORIGINAL

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possession.

A. Yes Sir.

Q. These 75 pea jackets were then finished?

A. Perfectly finished.

Q. And the 46 ~~pieces~~ jackets unfinished at that time?

A. We do not know. He denied that he had them.

Q. Did he not state to you at the time that the 46 jackets ~~pieces~~ were unfinished?

A. He said they were delivered.

Q. How about the 75 jackets?

A. He delivered those.

Q. You do not know what occurred when your partner Mr. Mitchell went to the shop?

A. No Sir.

Q. Is it not a fact that he told you he had delivered the 75 jackets?

A. That is so.

Q. And that he told you that the 46 jackets were in an

POOR QUALITY
ORIGINAL

0830

unfurnished condition?

A. No Sir

Q. Did I not say that Mr Mitchell had called on ^{him} you with respect to the others?

A. No Sir

Q. Did I not tell you that Mr Mitchell had told him that your place was burned out and that as soon as he had got another place he (Mitchell) would inform the defendant where to deliver these 46 ~~waivers~~ jackets?

A. Yes

Q. Did you notify Mr Unger when your new place of business was?

A. Yes

Q. When?

A. About three or four days after the fire

Q. Where did you notify him?

A. In his place of business -
I mean that we notified

him. I did not notify him personally myself.

Q Is it not a fact that he told you that he was directed not to deliver these 46 jackets until you notified him where your place of business was?

A He told me he had delivered them and got the money.

Q Did he have any work at the time but these 46 jackets?

A He had the 75 jackets.

Q Did you not say the 75 jackets had been delivered?

A Yes. We notified him to deliver the 46 jackets and he said he had already delivered them. He said he did not have them.

Q When was that?

A That was right after the fire.

Q Is it not a fact that he was instructed not to

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ORIGINAL

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finish them until he was notified
where to send them to?

A No Sir.

Q Have you received these 46
jackets?

A No Sir. The court has got
them

Test Choice being duly sworn
and examined as a witness
for the people deponer and
says: I am a clothing trimmer.
I reside at 311 East 88th Street.
I was employed by the Com-
Plaintiff firm.

Q State what you know what
occurred between you and
the defendant when you went
to notify him about delivering
these goods?

A This was Wednesday after
the fire. I wanted to make
an inventory of the goods
- I went to his place. I said

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ORIGINAL

0033

"You have four small lots, I would like to see them." He said "I have got no other goods." I said "You must have some; they aint been delivered." He said he had delivered them a week before. I said it was impossible. He said "I delivered them and got paid for them."

Q What was the amount of the goods he showed you?

A He showed me 75 jackets. Then I asked to see the small lots - the 46 jackets.

Q Did you say anything to him about delivering them?

A No - I did not know at the time. That was Wednesday after the fire - Monday was the fire.

Examined by the Jury

Q What do you know about the 75 jackets.

POOR QUALITY
ORIGINAL

0034

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A No - I did not know at the time. That was Wednesday after the fire - Monday was the fire.

Exam examined by the Jury

Q - What do you know about the 75 jackets.

POOR QUALITY
ORIGINAL

0035

A I know he had 46 jackets
in small lots beside the
75 jackets

Q Did he say anything about
the 46 jackets being unpunched?

A He told me he had delivered
them and got the money.

Q Was it not the 75 jackets
that he said he had delivered?

A No; because I saw the
75 jackets and counted
them myself. They were
all right

Q Who was present?

A Mr Unger and myself

Q another person

A One party whom I do
not know.

Q You are employed by 'Compliments'?

A Yes Sir

Q Do you receive work when
it comes in?

A No Sir

Q Is it a customary thing
for a trimmer to attend to

POOR QUALITY
ORIGINAL

0036

such work as you were doing?

A It depends upon the size of the business.

Q How frequently have you been engaged in giving out work?

A I cannot remember.

Q Have you done it in this instance?

A No sir

George Galtstein being duly sworn and examined as a witness for the people deposes and says: I live at 293 East 3d St. I am an upholsterer.

Q Did you call on defendant at any time in relation to the goods referred to here?

A Yes sir

Q What occurred?

A I went up two or three times to see defendant

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about these goods. The 75
packets and the 46 packets
He told me he was going to
send them in. He did not
send them and I went again
after the 75 packets were
delivered. He said he did
not have the 46 packets
and claimed that he did
not have any more work
home.

Q Did you notify him when
to deliver these goods?

A Yes Sir. I notified him that
it was 568 Broadway.

Cross Examined by the Levy

Q You are employed by Mitchell
and Pickard?

A I am their Expressman

Q Did you ever have occasion
to deliver work for Unger?

A Yes Sir I have done it for
years

Q Did you ever at any time

POOR QUALITY
ORIGINAL

0030

Deliver any work to Kitcher
& Picard for him?

A No Sir

Q Did you see defendant
with respect to the 75 jackets?

A Yes Sir

Q Did he inform you that he
had sent them by another
expressman?

A Yes Sir

Q State your connection with
defendant?

A I asked him for the 46
jackets, he said he did
not have them

Q When was that?

A - It must have been
Monday or Tuesday

Q How do you fix the date?

A By the date he sent the
75 by another man, that
must have been Monday or
Tuesday the 24th or the
29th.

Q Do you know anything personally

with respect to the 75 jackets;
A. Only what I was told that
they were delivered. I saw
the goods in the store. I
asked if the 75 jackets had
come from the Ugea and
they told me yes.

Q. Who was present?

A. Mr. Picard.

Q. Are you in the habit of calling
personally to receive work?

A. - When it is kept out for
so long a time I am

Q. Did you call personally
on defendant?

A. Yes. Three or four times.

Q. Did you not send a young
man up stairs?

A. No sir. I have just told
you I saw him myself.

Q. Will you swear that a young
man in charge of your wagon
was not in the defendant's
place and speaking with
defendant with respect to

the work?
A. I would not.

John Mc Canley being duly sworn and examined as a witness for the People deposes and says: I am a Detective at the Central Office. All I know about this case is that I arrested this man after he was held to have here I told him that if he had these goods he had better tell us where they were. He said that he would. So I went with Officer D. Brien to No 180 Rivington Street and took the goods out and brought them to them to the Central Office and they have been there until to-day.

(The witness here identified the goods in question)

cross examined by the Law

Q - Do you know who resides
at 180 Rivington street?

A - I only know that it is his
son in law.

Q - Do you know what is the
business of his son in law?

A - Where we got the goods
was a tailor shop.

Q - You cannot swear whether
these goods were left there
for the purpose of being
finished?

A - I could not.

The People rest their case

Morris Nuzer the defendant being
duly sworn and examined
as a witness in his own
behalf deposes and says:
I am the defendant in this
case. I have been employed
by the complainant to do
tailoring work. I have done
work for them for three or

four months past?

A. Yes.

Q. Do you remember receiving goods to make up - one lot of 75 jackets and another of 46 jackets to make up?

A. Yes - about a couple of weeks apart.

Q. What was said to you about making up these goods and delivering them?

A. I do not know anything - except to make them and deliver them.

Q. Were you told to make them up and finish them within ten days at any

A. time by Mr. Mellett, the partner of Mr. Picard?

A. Yes.

Q. After the fire did you see a member of the firm of Mellett and Picard with respect to this work?

A Mr Mitchell was to see me.
Q Who else was present?

A My daughter

Q What conversation took place
then with respect to this
work?

A Mr Mitchell was there and
told me to keep the work
until they got another place
and then they would let
me know when to deliver
the work

Q At that time did you
have these 75 jackets in
your personal possession?

A Yes.

Q Were they finished?

A No. 75 jackets were finished.

Q Did he tell you to deliver
the 75 jackets at that
time?

A He did not say anything
to me but that they would
notify me when to deliver
the work

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ORIGINAL

0044

Q Were these 46 jackets at that time finished or unfinished?

A They were unfinished

Q Did you see Les Mitchell afterwards with respect to the work?

A He was there but I did not see him.

Q Were any instructions left with you with respect to what you should do about this work when you should deliver it and where?

A When it was finished they were to be sent - those that were finished.

Q The 75 jackets were delivered C.O.D.?

A Yes

Q Through whom?

A An Expressman

Q Did that Expressman return the money?

A Yes.

Q At that time there was nothing said to you about the 46 jackets?

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ORIGINAL

0045

A No.

Q Is it not a fact that you were instructed to ^{not} deliver those 46 jackets until after you was informed when complaints had opened another place of business and not until they were finished?

A Yes; when they were finished I was to send them.

Q The first intimation you had with respect to their complaint that they did not receive their goods at once was when you were arrested in this proceeding?

A Yes Sir.

Q Who lives at 180 Rivington St. where these goods were found?

A Mr. Sherman a tailor.

Q For what purpose did you leave the goods there?

A I left them there to be finished.

Q Is it a custom in the trade for tailors to give garments to other tailors to finish?

A Yes, this man was my daughter's intended husband. I had no time to finish the jackets and I gave them to him to finish and these garments were there for that purpose only?

A That is all.

Q They never asked you to deliver these goods until they were finished did they?

A That is all. As soon as they were finished they were to be delivered.

Q Did you ever say that you had delivered these 46 jackets and got paid for them?

A No Sir

Q Mr Mitchell was there at your place?

A Yes; the same day I sent the 75 jackets

Q Did you say to the Museum of this other man that you did not have these 46 jackets that you had returned them?

A No

By the court

Q State in what condition these goods were found?

A They did not find them - I told them I had the work.

Q Did you not say that you had not got the goods?

A I had them they were not finished.

Complainant Samuel Picard recalled and further examined by the court

Q To whom did he make this statement?

A To me in the presence of Mr. Gatsenstein the spokesman.

Q What statement did he make to you?

A On the day that I took out this warrant I met him in the street. I said "Mr. Nuge you have got 46 jackets of ours" He said "No; all I have got is 75" I said "where are they?" He said

"I have sent them in" I said
"Where are the 46?" He said
"I have not got them" I
said "You had better give
them up" He said "I
can't give up what I have
not got." He said "I have
sent them to you because
you paid me" I said "When
did you send them?" He
said "Before the fire

George Gatsenstein recalled and
further examined by the court
Q What did defendant say to
you?

A He said he did not have
them; that he had sent them
and got paid for them the 46,

Q Were you present when he
made that statement?

A Yes sir.

Q When did he say that he
had delivered them

A Before the fire. He said

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ORIGINAL

0049

That he had sent them about
a week before the fire. That
fixed it in my recollection
that he said he had got
paid for them.

Q Did he say how he got
paid for them?

A No Sir

Re Cross-examined by Mr Levy

Q Do you remember stating to
gentleman here in court that
the firm would not appear
in this case only they feared
that they would be sued by
Mr Unger for having him
arrested?

A No Sir

Defendant Morris Unger recalled
and further examined by his
counsel

Q Did you ever state to Picard
and Gatsenstem that you had
delivered all the work when

POOR QUALITY
ORIGINAL

0850

you delivered the 75 and that
you had no more in your
possession?

A - I told him I had the
46 not finished

Q That is the only conversation
you had?

A Yes Sir.

Fanny Unger being duly sworn
and examined as a witness for
the People before and says:
I am the daughter of defendant.
I have charge of his shop.

Q In the course of his business
did he receive 75 jackets
and 46 jackets to make up
for Mitchell & Picard?

A Yes.

Q What do you know about
that?

A I know that after the
fire Mr. Mitchell came to the
shop and told my father

not to send the work, unless
he let father know about
the new place. My father
had 75 jackets done. My
father put them away until
Mitchell came up again.

Q At that time did Mitchell
tell you father to deliver
the 46 jackets?

A No sir. He said we should
keep the work unless he let
us know.

Q Were the 75 jackets afterward
delivered?

A Yes

Q Were they paid for?

A Yes

Q Did you see anybody else in
that shop about the 46 jackets?

A No sir. Mr. Mitchell did not
come. Mr. Picard came.
He asked for the boss. I
said the boss was not at
home. I did not know Mr
Picard. I thought he was a

Detective

Q Did he say anything about these 46 jackets not being delivered?

A No Sir, He did not ask for those goods. He asked for the boss. He only asked for the boss.

Q Did Mr Mitchell say anything to your father about these goods?

A Yes.

Q Were you present?

A Yes.

Q What was the conversation?

A He said to my father "You have got two lots" My father acknowledged the two lots.

Q No. 46?

A Yes. Mr Mitchell said "Don't make them until I let you know where I have removed my office"

Q That was before or after the fire?

A After the fire.

Q You were not to deliver them until he notified you?

A No

Q Did you receive notification?

A Yes.

Q Were the 46 to be delivered in a finished condition?

A Yes

Q Were they finished at that time?

A No Sir

Q Do you know how the goods came to be at 180 Rungton St?

A They were sent there to be finished by Mr Sherman

Q The man who is engaged to you?

A No; to my sister. After my father was arrested I told Mr Mitchell. He came up and said he would take them unfinished. Mr Mitchell told me he did not know anything about my father being arrested

Cross examined by the Court

Q Did you not say that the firm of Mitchell and Picard did not know when their goods were?

A No Sir. I did not say that

Q What did Mr Picard say to you when he came to the shop?

A He asked for the boss. I said the boss is not in. Then he made a disturbance and said my father was a son of a bitch. He said I knew where my father was. I said I did not know. He said he would have us all arrested.

Q Had you ever seen him before?

A No Sir, I did not know who he was.

Q Your father's transactions were with Mr. Mitchell in person?

A Yes.

Q That was the first time you saw Picard?

A Yes.

Samuel Picard, the complainant, re-called and further examined by the court deposes and says: - I went to the shop and asked for Urger, this girl said he had gone out I said to her "You have got 46 jackets here. She said I don't know anything about your work. I said "You had better get them or there will be trouble." She said "You don't keep track when you work is! You have been all burned out; you don't know where you work is." I said "Is that all you know about it?" She said "Yes" and I went away.

Fanny Nye re-called and further examined by the court

Q - Did you have any such conversation with her?

A - I do not know anything about her. I only knew Mr Mitchell.

Detective O'Brien of Central office:
being duly sworn as a witness
for the people deposes and
says:

The day after the arrest I
walked with the girl and
we talked about this property.
She said "How do they know
anything about the property,
their papers and effects are
all burned up. They do not
know anything about it."

Q Where was this conversation?

A Corner of Bleeker St.

Q Who were there?

A The daughter, the father and
Mc. Carley and myself.

Q With whom was this con-
versation?

A With the young lady.

Q Where was Picard then?

A - He was not present.

Fanny Nuge recalled - deposes
and says: - I never said

such a thing. Mr. Canley said
to me "What is the matter
you are arrested" I said - "I
don't know - just nothing."
He said "It will not be any-
thing if you give them 46
jackets back."

Detective Mr. Canley recalled by the Court.

Q. Did any such conversation occur
until after the arrest?

A. Not until after the arrest.

Q. Was it from this young lady
or the defendant that you
got the goods?

A. From the defendant.

Q. Was she present?

A. When he told me where
the goods were - no sir. When
defendant told us where
the goods were we went to
with Mitchell to Division Street
near Chatham Square and
had some conversation with
some gentlemen. They told him

He had better give the property
up. Then we went to Remington
Street and got the goods, at
180 Remington St. They were piled
up on a bench.

Q Were they all together?

A Some were on the top of the
bench, some scattered around.

Cross examined

Q This took place after the
arrest?

A Yes.

Q Did she have a conversation
with you?

A Yes.

Q Did she tell you where these
goods were?

A She did not. She would
not tell where it was.

Q Did she say this work was
given to these men in Remington
Street to be finished?

A No Sir

Fanny Nuzer - recalled

Q Did you have a conversation with this man the day after your father was arrested?

A No Sir.

Q Did you have a conversation with the Picard?

A Yes. He was in the shop after the arrest.

Q What did you say?

A He came up in the shop. He said "Are you willing to give them up?"

Q Did you tell him where the work was?

A No Sir. He said I should tell him. I said I did not know where the work was until the Mitchell came. He said the Mitchell would be up at 10 o'clock in the morning. I told my father. My father went up and showed where the goods were.

It held to answer \$1000 bond.

POOR QUALITY ORIGINAL

0850

Court of General Sessions, PART *Toro*

THE PEOPLE

INDICTMENT

vs.

For

Morris Singer

Moroch last session

To

M

Morris Plathus
388 East 58th
348

Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *trial* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on *5th* the *5th* day of *December* instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time your bond will be forfeited.

JOHN R. FELLOWS,

District Attorney.

POOR QUALITY
ORIGINAL

0861

388

Bondson and new
address

Miss Plattner
552 Hancock Street
Brooklyn.

POOR QUALITY
ORIGINAL

0062

District Attorney's Office.

PEOPLE

vs.

McCauley, Defendant, C.D.
Recovered goods on
information given by
deft after his arrest at
186 Rivington St. where
deft son-in-law resides.

Deft.
Was told to furnish goods in
10 days. Gave the 46 jackets
to his intended son-in-law to
furnish.

Picard - recalled. He
said deft, in Galustian's
presence, told him he had
shipped the 46 jackets
about before the fire.

Opinion to about because
larger.

(1)
District Attorney's Office.

PEOPLE

vs.

Picard

21st Jan'y, 1888 - 46 jackets.
Prior to this 75 jackets -
called after fire & deft
said 46 jackets to have been
delivered - 75 jackets more
than furnished.
Notified where newspaper of
business was on 4 days
after the fire.

Choirke

Fire on Monday & he went to
deft on Wednesday & deft
denied having the goods.

Galustian's Expressman.
Notified deft where to
return jackets.

POOR QUALITY ORIGINAL

0863

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York, at 500 Mt. *Davis*
To *Off. McCauley* *B. O.* *30'clock A.M.*
of No. _____ Street _____

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the *13th* day of SEPTEMBER 1892, at 10.30 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Morris Unger
Dated at the City of New York, the first Monday of SEPTEMBER
in the year of our Lord 1892.

DE LANCEY NICOLL, District Attorney.

POOR QUALITY ORIGINAL

0064

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE

1701

In the Name of the People of the State of New York, *Ask to see Mr. Davis*
at 10.30 o'clock *A.M.*

To *Samuel Picard*
of No. *558* Broadway Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the *15th* day of *SEPTEMBER* 1892, at 10.30 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Morris Ungert

Dated at the City of New York, the first Monday of
in the year of our Lord 1892.

DE LANCEY NICOLL, *District Attorney.*

**POOR QUALITY
ORIGINAL**

0065

Should the case not be called on for trial, and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.

If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the Court.

If ill when served, please send timely word to the District Attorney's Office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his Assistants.

POOR QUALITY ORIGINAL

0866

Sec. 192.

21

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Daniel O'Reilly a Police Justice
of the City of New York, charging Morris Unger Defendant with
the offence of

Larceny

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

We, Morris Unger Defendant of No. 224
Rivington Street; by occupation a Gloak Maker
and Tobias Krahen of No. 190 Delancey
Street, by occupation a Real Estate dealer Surety, hereby jointly and severally undertake that
the above named Morris Unger Defendant
shall personally appear before the said Justice, at the Second District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Ten
Hundred Dollars.

Taken and acknowledged before me, this 1
day of March 188 8

Morris Unger

T. Krahen

Daniel O'Reilly POLICE JUSTICE.

POOR QUALITY ORIGINAL

0067

CITY AND COUNTY }
OF NEW YORK, } ss.

Tobias Kirakoren

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

situated No. 192 Delancey Street of the value of \$21,000 or more and above all incumbrance *J. W. Mason*

Sworn to before me, this
day of *March*
W. M. W. Justice
1888

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear during the Examination.

ss.

Taken the day of 1888

Justice.

Surety identified by John W. Mason

Central Office

POOR QUALITY ORIGINAL

0050

Police Court

2

District

Affidavit—Larceny.

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

Samuel Picard

of No. 558 Broadway Street, aged 24 years,

occupation Manufacturer of Clothing, being duly sworn

deposes and says, that on the 21st day of January 1888 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 :

A quantity of cloth cut to make forty six boys jackets. of the value of one hundred and three dollars (\$103.00)

the property of Deponent and his copartner Isaac Mitchell. doing business under the firm name of Mitchell and Picard, at the above address & in deponents care and custody 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 One Morris Unger

from the fact that the said Unger was employed by deponent and his copartner to make up different garments for them and on the above mentioned date the Unger took from deponent the aforesaid material to make up the said forty six jackets, and it was understood between deponent and the said Unger that he would make them up and return them to deponent within ten days, which he failed to do, and when deponent asked him Unger why he had not returned said jackets or the material, he Unger told deponent he had already returned said jackets. Deponent further says that he

Sworn to before me, this 21st day of January 1888

Police Justice

POOR QUALITY ORIGINAL

0869

Never returned said jackets or the material there for or accounted for said property in any way. Wherefore deponent charges the said Arger with feloniously appropriating said property to his own use and benefit with the intent to defraud, and prays he may be apprehended and dealt with according to law.

Sworn to before me }
this 20th day of May 1888 } *James Picard*

Sam'l C. Keller
Police Justice

Police Justice

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 _____ 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 _____ 1888 _____ Police Justice.

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

Dated _____ 1888 _____ 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 _____ 1888 _____ Police Justice.

Police Court, District, _____

THE PEOPLE, et al.,
Complainants of

vs.

Offence—LARCENY

Dated _____ 1888 _____ Magistrate.

Officer _____

Clerk _____

Witnesses, _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

to answer _____ Sessions.

POOR QUALITY ORIGINAL

0070

Sec. 198-206

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Morris Unger being duly examined before the under-
signed 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. *Morris Unger*

Question. How old are you?

Answer. *42 years*

Question. Where were you born?

Answer. *Hungary*

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

Answer. *224 Rivington St 2 years*

Question. What is your business or profession?

Answer. *Cloak Maker*

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

Answer.

*I am not guilty and demand
an Examination* *Morris Unger*

Taken before me this

day of *March*, 188*8*

Samuel J. [Signature]
Police Justice.

POOR QUALITY ORIGINAL

0071

Sec. 151.

2

District Police Court.

CITY AND COUNTY } ss In the name of the People of the State of New York; To the Sheriff of the County
OF NEW YORK, } of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint hath, has been made before the undersigned, one of the Police Justices in and for the said City, by Samuel Picard

of No. 55 Broadway Street, that on the 21 day of January

1888 at the City of New York, in the County of New York, the following article to wit :

A quantity of cloth, cut to make forty six boys jackets

of the value of One hundred and three Dollars,

the property of Complainant and his copartner Isaac Mitchell w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by me Unger

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 2 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 21 day of January 1888
Samuel Picard POLICE JUSTICE.

POLICE COURT. DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

REMARKS.

Time of Arrest,

Native of

Age,

Sex

Complexion,

Color

Profession,

Married

Single,

Read,

Write,

This Warrant may be executed on Sunday or at night.

Dated _____ 188

Officer

The Defendant _____ taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Officer

Magistrate

Dated _____ 188

Samuel Picard Police Justice.

POOR QUALITY ORIGINAL

0072

W
Police Court 130 52/15
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Shmul Peard
558 Broadway
1. Horro Winger
Offence Larceny
felony

BAILED
No. 1, by John O. Dunlop
Residence 197 Deland St.

Defendant Strad renewed May 1915
Dated in 550

No. 1, by Marjory Plattner
Residence 88 East 88 St.

No. 4, by [Signature]
Residence [Signature]

[Signature]
Street [Signature]

[Signature]
496 Halsted St.
[Signature]

Dated Feb 28 188 8

[Signature] Magistrate
Off. [Signature]

Witnesses
[Signature]
[Signature]

11009 E. Melk & 2 PM
[Signature]

No. [Signature]
Street [Signature]

No. [Signature]
Street [Signature]

700
[Signature]

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 March 6 188 8 [Signature] Police Justice.

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

Dated Mar 6 188 8 [Signature] Police Justice.

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

Dated _____ 188 _____ Police Justice.

POOR QUALITY ORIGINAL

0073

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Morris Unger

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

Morris Unger

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

The said Morris Unger,

late of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *January*, in the year of our Lord one thousand eight hundred and eighty *ninth*, at the City and County aforesaid, being then and there the clerk and servant of *Isaac Mitchell and*

Samuel Picard, co-partners in trade then and there doing business in and by the firm, name and style of Mitchell and Picard, -

and as such clerk and servant then and there having in his possession, custody and control certain moneys, goods, chattels and personal property of the said *Isaac Mitchell and Samuel Picard,*

the true owners thereof, to wit: *a quantity of goods, viz. of* *gold for the making of forty six* *gold, (a more particular description thereof is to be found upon a separate* *indication,) of the value of one hundred and three dollars, and forty six gold of the value of one dollar and twenty cents each, -*

the said *Morris Unger,* afterwards, to wit:

on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously appropriate the said *goods, chattels and personal property -*

to his own use, with intent to deprive and defraud the said *Isaac Mitchell and Samuel Picard -*

of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and personal property of the said *Isaac Mitchell and Samuel Picard -*

did then and there and thereby feloniously steal, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

~~JOHN R. FELLOWS~~
~~District Attorney~~

POOR QUALITY ORIGINAL

0074

Second COUNT.

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

Morris Unager

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

The said *Morris Unager*

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

a quantity of cloth, sufficient for the making of forty six jackets, (a more particular description thereof is to the Grand Jury aforesaid unknown) of the value of one hundred and three dollars, and forty six jackets of the value of one dollar and thirty cents each,

of the goods, chattels and personal property of one *Isaac Mitchell*

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.

John A. Talbot,
District Attorney