

0073

**BOX:**

462

**FOLDER:**

4246

**DESCRIPTION:**

Vavala, Antonio

**DATE:**

12/01/91



4246

Witnesses:

Off Mc Andrews  
Frank Santo

On this case, the officer has been  
unable to find the complainant  
as appears by the return of the  
and I therefore recommended that the  
defendant be discharged on his  
own recognizance.

Feb. 8/92  
J. J. Jada

3/22/92  
C. S. Santos

Counsel,  
Filed day of Dec 1891  
Pleds, W. J. Jada

THE PEOPLE  
vs.  
Antoniavavala

Part I Feb 8/92  
DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

Foreman.  
On return of Part. Att.  
defendant on his  
own recognizance. J. J. Jada

## COURT OF GENERAL SESSIONS.

City and County of New York.

.....X  
 THE PEOPLE, &c.  
 - against -  
 ANTONIO VAVOLA  
 .....X

PLEASE TAKE NOTICE, that on the annexed affidavit of the above-named defendant, I shall move at Part I, of the Court of General Sessions for the City and County of New York on the 1st day of February, 1892 at 11 A. M. or as soon thereafter as counsel can be heard for a speedy trial or for an order dismissing the indictment found, and now pending against the above-named defendant, and discharging him from custody, and for such other and further relief as may be just.

Dated, New York, January 29th, 1892.

Yours &amp;c.,

*A. C. Astorita*  
 Attorney for defendant.

To

Delancy Nicoll, Esq.,  
 District Attorney,  
 32 Chambers Street,  
 New York City.

## COURT OF GENERAL SESSIONS.

City and County of New York.

.....x  
 THE PEOPLE &c.,  
 -vs.-  
 ANTONIO VAVOLA.  
 .....x

CITY AND COUNTY OF NEW YORK. : SS.

ANTONIO VAVOLA, being duly sworn, says, that he is the defendant above-named, that he was arrested on or about the 10th of November, 1891, and was held in bail in the sum of \$9,000.

That thereafter and on the 1st day of December, 1891 he pleaded not guilty and was remanded for trial.

That the case has appeared upon the calendar six or seven times and never tried

Deponent therefore prays that he may either have a speedy trial or be discharged on his own recognizance, as he is to furnish bail, and has, since the arrest, been kept in jail in default thereof.

Sworn to before me, this

30th day of January, 1892.

*Antonio Vavola*

COURT OF GENERAL SESSIONS

THE PEOPLE &C.

vs.

ANTONIO VAVOLA.

*copy* AFFIDAVIT

and

NOTICE OF MOTION.

A. C. ASTARITA,

Attorney for Defendant,

51 CHAMBERS STREET,

NEW YORK CITY,

N. Y.



Due service of a copy of the within is hereby  
admitted.

Attorney.

Part I Monday

0078

Nov. 6<sup>th</sup> '91.

This is to certify that Tavala  
the woman in ward 12 is en-  
tirely out of danger, and can  
go to court about the mid-  
dle of next week.

Elmer F. Berkele  
H<sup>on</sup> Surg. Division  
Bellevue Hospital

0079

No. 1.

408

**District Attorney's Office.**

*Paul J.*  
PEOPLE

vs.

*Antonio Vasale*

*Dear Sir*

*All send Jannetty*  
*except Compt ~~the~~*  
*To off*

*Dear Sir My*

0000

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, Nov 3- 1891.

To whom it may concern.

This is to certify  
that Ernestine Varala is at Chambers St  
Hospital suffering from Injured side of  
Back and Thigh and is unable to  
appear in Court.

Dr. Jos Manning)



0001

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 1 DISTRICT.

of No. 605 Broadway Street, aged 30 years,  
 occupation Police Officer being duly sworn deposes and says,  
 that on the 23 day of November 1889  
 at the City of New York, in the County of New York, Deponent

arrested Barbara Antons on  
 the complaint of Ernestine Varola  
 charging him with having cut <sup>and</sup>  
 stabbed her about the body and  
 leg <sup>and</sup> under the effects of such  
 injuries said Ernestine is now  
 confined at the New York Hospital  
 and deponent asks that said  
 defendant be committed to await  
 the result of injuries.

John F. McAndrew

Sworn to before me, this 23 day of November 1889

Police Justice

0000

Police Court, 1 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John J. Gaudin*  
*vs.*  
*Barbara Antone*

AFFIDAVIT.

*to await recovery of  
Injuries*

*The Presiding Magistrate  
in my absence, will please hear  
and determine the within case.*

*[Signature]*  
Police Justice.

Dated Nov 3 1889

*[Signature]* Magistrate.

*McGinnis* Officer.

Witness, \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Disposition, *Cauto await*  
*Recovery of Injuries*

00003

Police Court— District.

City and County } ss.:  
of New York,

Ernestine Varala  
 of No. 119 Mulberry Street, aged 22 years,  
 occupation House Keeper being duly sworn  
 deposes and says, that on the 2 day of November 1891 at the City of New  
 York, in the County of New York, in Mulberry

He was violently and feloniously ASSAULTED and BEATEN by Ernestine Varala  
 Antinis (now here) who cut, stabbed and  
 slashed deponent once in the thigh and  
 once in the back with some sharp instrument  
 causing deponent much pain and injury  
 from which she was confined in the New York  
 Bellevue Hospital until to-day

with the felonious intent to take the life of deponent, or to do her 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.

Sworn to before me, this 13 day } Ernestine Varala  
 of November 1891.

*[Signature]* Police Justice.

0004

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Antonio Savala*

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. *Antonio Savala*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *119 Mulberry Street 5 months*

Question. What is your business or profession?

Answer. *Stone Mason*

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.*  
*Antonio X Savala*  
*mark*

Taken before me this

day of November 1891

*Police Justice*

0885

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 *Fifteen* 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 *November 13* 18*91* *J. C. R. [Signature]* 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.

0000

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Ernestine Varala  
119 Mulberry  
Antonio Varala

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offence Helmut  
Abault

Dated November 13 1891

O'Reilly Magistrate.

Mc Andrews Officer.

5th Precinct.

Witnesses Frank Scinto

No. 119 Mulberry Street.

Co. Cassio

No. 114 Mulberry Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$ 15.00 to answer

C

00007

## Court of General Sessions.

THE PEOPLE

The State of N.Y.

vs.

Antonio Navala

City and County of New York, ss:

John J. McCandless

being duly

sworn, deposes and says: I am a Police Officer attached to the

in the City of New York. On the

6th

day of

February 1892,

I called at

119 Mulberry Street

the alleged

residence

of

Eustacia Navala

the complainant herein, to serve her with the annexed subpoena, and was informed by

Dora

person residing in said house that she had not lived at that place since the defendant was arrested.

Dora has also inquired of other persons in that street and in that block and has been unable to ascertain said complainant's whereabouts, for the purpose of notifying her.

Sworn to before me, this

8th

day

of

February

1892

David Anderson (100)

Notary N.Y.C.

John J. McCandless

**Court of General Sessions.**

THE PEOPLE, on the Complaint of

*Imechina Fawole*

vs.

*Anthony Savola*

Offence:

*William Street*  
**JOHN FELLOWS,**

District Attorney.

Affidavit of Police Officer

*John P. McClellan*

Precinct.

**Failure to Find Witness.**

0000



0009

No. 1.

408

District Attorney's Office.

*Par V. 1912*  
PEOPLE

vs.

*Antonio Navala*

*Subpoena issued Jan 30  
for Feb 2/92*

*Sever the phys-  
icians also for  
tomorrow Feb 2/92  
Blew.*

0890

No. 1.

408

**District Attorney's Office.**

*Paul M.*  
PEOPLE

*Antonio Navala*  
US.

*Subpoena issued Feb 2*  
*for Feb 8th*

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Antonio Vavala*

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

*Antonio Vavala*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Antonio Vavala*

late of the City of New York, in the County of New York aforesaid, on the *second* day of *November* in the year of our Lord one thousand eight hundred and ninety-*one*, with force and arms, at the City and County aforesaid, in and upon the body of one *Ernestine Vavala* in the peace of the said People then and there being, feloniously did make an assault and *her* the said *Ernestine Vavala* with a certain *sharp* instrument to the Grand Jury aforesaid unknown,

which the said *Antonio Vavala* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent *her* the said *Ernestine Vavala* 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

*Antonio Vavala*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Antonio Vavala*

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 *Ernestine Vavala* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *her* the said *Ernestine Vavala*

with a certain *sharp* instrument to the Grand Jury aforesaid unknown, which the said *Antonio Vavala* in *his* right hand 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 strike, beat, cut, stab and wound, 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.

*Wm. Lancelotti Nicoll*  
District Attorney

0092

**BOX:**

462

**FOLDER:**

4246

**DESCRIPTION:**

Vollmer, John

**DATE:**

12/09/91



4246

25

*Act. & W. v.*

Witnesses:

*Elegabeth Vollmer*

Counsel,

Filed

Pleads,

day of

1891

*W. v. People*

THE PEOPLE

17 3 27 4 os.

*John Vollmer*

Grand Larceny Second Degree.

[Sections 628, 687, — Penal Code.]

DE LANCEY NICOLL,

District Attorney.

*Emeline Brown*

A True Bill.

Part 3, Dec 14/91 Foreman.

Plead Guilty 9.1.2.00

Elmira Ref. RSM

0894

(1905)

Police Court—4— District.

Affidavit—Larceny.

City and County } ss.  
of New York,

*Elizabeth Vollmer*  
 of No. *319 East 74th* Street, aged *45* years,  
 occupation *Keep house* being duly sworn,  
 deposes and says, that on the *28th* day of *November* 189*1* 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 clock and a quantity of wearing  
 apparel of the value of Forty dollars*

*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 *John Vollmer* (now here) for  
 the reasons that deponent missed  
 said property and the defendant  
 who is deponent's son, confessed  
 to deponent that he had stolen  
 them and pledged them and  
 handed deponent the tickets which  
 represent said property.

*Elizabeth Vollmer*

Sworn to before me, this

28th

day

of November 1891

*Charles H. Brady*

Police Justice.

0895

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am guilty.*  
*John Vollmer*

Taken before me this  
day of

*May 1904*  
*Joseph Brady*

Police Justice.

0896

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 Nov - 30 - 1891, Wm. H. Brady 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.



Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Magistrate*  
*John Vollmer*  
319 E. 74th St

2  
3  
4

1484  
*Paul Larson*  
Offence

BAILED,

No. 1, by .....  
Residence ..... Street.

No. 2, by .....  
Residence ..... Street.

No. 3, by .....  
Residence ..... Street.

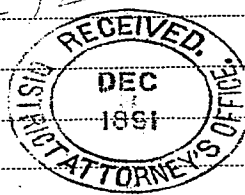
No. 4, by .....  
Residence ..... Street.

Dated Nov 30 1891

*Grady* Magistrate.  
*Green* Officer.  
25 Precinct.

Witnesses *Mrs. Brown*  
No. 219 E 74 Street.

No. .... Street.  
No. .... Street.



No. .... Street.  
\$ 500 to answer G.S.

*Om* *942*

COURT OF GENERAL SESSIONS OF THE PEACE OF THE CITY AND COUNTY  
OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*John Vollmer*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse

*John Vollmer*

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

The said

*John Vollmer*

late of the City of New York, in the County of New York aforesaid, on the *28th*  
day of *November* in the year of our Lord one thousand eight hundred and  
ninety *one*, at the City and County aforesaid, with force and arms,

*divers articles of clothing and  
wearing apparel, of a number  
and description to the Grand  
Jury aforesaid unknown, to  
of the value of thirty dollars,  
and one clock of the value of  
ten dollars*

of the goods, chattels and personal property of one

*Elizabeth Vollmer*

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.

*Wm Lancel Nicoll,  
District Attorney.*

0899

**BOX:**

462

**FOLDER:**

4246

**DESCRIPTION:**

VonSchiller, Max

**DATE:**

12/01/91



4246

0900

Witnesses:

Counsel,

Filed

day of

189

Pleads,

THE PEOPLE

vs.

Max von Schullen

Grand Larceny, Second Degree. [Sections 528, 531 Penal Code]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Foreman.

Reads

2. 11. 1890

Dec 4/91

0901

Police Court

District.

Affidavit—Larceny.

City and County } ss:  
of New York,

of No. 145 East 58<sup>th</sup> Street, aged 28 years,  
 occupation Labourer being duly sworn,  
 deposes and says, that on the 23 day of November 189 / 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:

Eighty seven dollars  
good and lawful money of the United  
States. of the value of \$87 = being  
two gold pieces, 2 \$10 bills and various  
other bills of different denominations. There being 2 \$10 gold  
pieces, 2 \$10 bills and other bills of various  
denominations. all of the value of  
Eighty seven dollars.

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 Max Von Schiller (now here) for the  
 reason that on the above date deponent had the  
 above described property in a bag in a trunk  
 at the above address. Deponent saw the above property  
 in said trunk at 1 P. M. in the afternoon of said  
 date and missed it at 12 O'Clock midnight  
 of the said date. Deponent is informed by Officer  
Arthur A. Carey of the 2nd Precinct that the defendant  
 admitted to him that he broke open the said  
 trunk and did take therefrom the said Eighty seven  
 dollars. Deponent is further informed by Fred Mayer  
145 East 58<sup>th</sup> Street that the defendant admitted to  
 him that he did take and carry away the said  
 property and he returned to said Mayer sixty five  
dollars the balance Twenty two dollars he having

Sworn to before me, this

day

189

Police Justice.

agent. Wherefore defendant charges the said Van  
Schiller with larceny and prays that he may  
be held to answer.

Sworn to before me this }  
24<sup>th</sup> day of November 1891 } Notarizing Gino Lord

Do of California }  
Police Justice

0903

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877.

aged 26 years, occupation Arthur A. Carey  
2nd Precinct of No.

Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Valentine Spingler  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 24  
day of November 189 1

Arthur A. Carey  
Police Justice.

0904

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877

aged 32 years, occupation Manager of No.145 East 58 Street, being duly sworn, deposes andsays, that he has heard read the foregoing affidavit of Valentine Spingler

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

Sworn to before me, this 22 day of November 1891 } Fred MayerJ. C. Bull  
Police Justice.



0905

Sec. 198-200.

District Police Court

CITY AND COUNTY OF NEW YORK, ss.

*Max Von Schiller* 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. *Max Von Schiller*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Germany.*

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

Answer. *24 Greenwich Street*

Question. What is your business or profession?

Answer. *Lunchman*

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 do not know how much was in it I took what was in the bag.*

*Max von Schiller*

Taken before me this

*27*

day of

*November 1891*

*Sam'l C. Buckley* Police Justice.

0906

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 *Fifteen* 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 *November 28* 1891 *De J. C. B. S. J.* 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.

0907

1461

Police Court--- District.

THE PEOPLE, &amp;c.,

ON THE COMPLAINT OF

Valentine Hingler  
143 E 25 58 St

1 Max Van Schiller

2

3

4

Offence

Larceny

Dated November 24 1891

Hood O'Reilly Magistrate.

Carey Officer.

2 Precinct.

Witnesses Arthur A. Carey

No. 2nd Precinct Street.

Fred Meyer

No. 140 East 58th Street.

No. Street.

No. Street.

\$15.00 to answer

COMMITTED.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street



0908

528

COURT OF GENERAL SESSIONS OF THE PEACE OF THE CITY AND COUNTY  
OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Max von Schiller*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *Max von Schiller*

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

The said *Max von Schiller*

late of the City of New York in the County of New York aforesaid, on the *23rd* day of  
*November* in the year of our Lord one thousand eight hundred and ninety-*one*  
at the City and County aforesaid, with force and arms, in the *day* - time of said day,  
divers promissory notes for the payment of money, being then and there due and unsatisfied (and of  
the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury  
aforesaid unknown, for the payment of and of the value of *fifty*

dollars; divers other promissory notes for the payment of money, being then and there due and un-  
satisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury  
aforesaid unknown, for the payment of and of the value of *fifty*

dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury  
aforesaid unknown, of the value of *fifty*

dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury  
aforesaid unknown, of the value of *fifty*

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of  
the value of *thirty-seven dollars*

of the goods, chattels and personal property of one *Valentine Spangler*  
then and there being found,

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

DE LANCEY NICOLL,  
District Attorney.