

0646

BOX:

99

FOLDER:

1069

DESCRIPTION:

Issner, John

DATE:

04/19/83



1069

0647

Day of Trial,  
Counsel,  
Filed: 19 April 1883  
Pleads *Not Guilty*

THE PEOPLE  
vs.  
*John Danner*  
Assault in the First Degree.

JOHN MCKEON,  
District Attorney.

A TRUE BILL.

*W. J. M. M. M.*  
Foreman.  
*W. J. M. M. M.*  
*Chas. J. M. M. M.*

0648

# 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 Warner*

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

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

The said *John Warner*

late of the City of New York, in the County of New York, aforesaid, on the *seventh* day of *April* in the year of our Lord one thousand eight hundred and eighty *three* with force of arms, at the City and County aforesaid, in and upon the body of *Rici Saurer* in the peace of the said people then and there being, feloniously did make an assault and *in* the said *Rici Saurer* with a certain *knife* which the said *John Warner*

in *this* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound with intent *in* the said *Rici Saurer* 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

*John Warner*

of the CRIME OF Assault in the Second Degree, committed as follows:

The said *John Warner, 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 *Rici Saurer* then and there being, feloniously did, willfully and wrongfully, make an assault and *in* the said *Rici Saurer* with a certain *knife* which the said *John Warner*

*John Warner* in *this* right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, willfully and wrongfully then and there beat, strike, stab, cut 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.

JOHN McKEON, District Attorney.

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PART I.

THE COURT ROOM IS IN THE SECOND STORY AND PROXIMATE 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

Court of General Sessions of the Peace.

The People of the State of New York,

of No.

95 Park

Street,

West 10th

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you appear in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 30 day of April instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in, our behalf, against

John Danner  
in a case of Felony whereof he stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon, FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of April in the year of our Lord 1883.

JOHN McKEON, District Attorney.

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**PART 2.**

THE COURT ROOM IS IN THE THIRD 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.]

*not paid* **SUBPOENA**  
FOR A WITNESS TO ATTEND THE  
Court of General Sessions of the Peace  
The People of the State of New York,

*Richd. Lawrence*  
of No. *53 Mulberry* Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in' the Park of the said City, on the *26* day of *April* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

*John Jones*  
in a case of Felony whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon, FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *April* in the year of our Lord 188 *8*

JOHN McKEON, *District Attorney.*

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**PART 2.**

THE COURT ROOM IS IN THE THIRD 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.]

*NOT found*  
*don't live there*  
**SUBPOENA**  
FOR A WITNESS TO ATTEND THE  
Court of General Sessions of the Peace.  
The People of the State of New York,

*Michael Angelo Telman*  
of No. *55 1/2* Mulberry Street,  
*Ground Floor. Backroom.*

WE COMMAND YOU, That, all business and excuses ceasing, you appear in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *23* day of *April* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

*John Danner*  
in a case of Felony whereof he stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *April* in the year of our Lord *88*.

JOHN McKEON, District Attorney.



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Ex. Cal 12. 10 acts.

✓ 45 295

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

1 John Isler  
2  
3  
4

Offence Felonious  
Assault & Battery

Dated 10 April 1883

M. J. Power Magistrate.

Richard Walker Officer.

Transferred to 12. 7. 7.

Witnesses  
1 Michael Murphy & Solomon  
2 155 1/2 Mulberry Street,  
3 155 1/2 Mulberry Street,  
4 155 1/2 Mulberry Street,  
5 155 1/2 Mulberry Street,  
6 155 1/2 Mulberry Street,  
7 155 1/2 Mulberry Street,  
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155 1/2 Mulberry Street,

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 John Isler

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 100 Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail. he legally discharged

Dated 10 April 1883 City of New York Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ 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 \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

186 District Police Court.

John Issner 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.

John Issner

Question. How old are you?

Answer.

17 years

Question. Where were you born?

Answer.

New York

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

Answer.

20 Bay Street - 1 year

Question. What is your business or profession?

Answer.

Shoe Black

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 was drunk at the time it is alleged I stabbed the Complainant I know nothing about it.

John Issner  
Mark

Taken before me this

1888

Police Justice.



0654

Police Court 186 District.

CITY AND COUNTY  
OF NEW YORK, } ss.

G P  
I  
u

of No. 55 Mulberry Street,

- 7/83

being duly sworn, deposes and says, that  
on Tuesday the 10th day of April

in the year 1883 at the City of New York, in the County of New York

he was violently and feloniously ASSAULTED and BEATEN by

John Isler  
(now here) who did willfully and  
feloniously cut and stab deponent  
on the left shoulder with a sharp  
instrument, (here shown) then and there  
held in his hand causing a  
painful wound

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.

Sworn to before me, this 10th day  
of April 1883

his  
Ricci X Laurenzo  
mark

ccy. Cunn

POLICE JUSTICE.