

UNITED STATES DISTRICT COURT.
SOUTHERN DISTRICT OF NEW YORK.

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 In the Matter of the Application of)
 JOHN PILLJAR, for a Writ of Habeas : PETITION.
 Corpus on behalf of KATALIN PILLJAR.)
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TO THE DISTRICT COURT OF THE UNITED STATES
FOR THE SOUTHERN DISTRICT OF NEW YORK:-

The petition of JOHN PILLJAR now of No 1516
North Philip Street, Philadelphia, Pennsylvania, respectfully
shows:

1. That the above-named KATALIN PILLJAR is
the wife of the petitioner.

2. That the said KATALIN PILLJAR is now un-
justly, unlawfully and wrongfully detained, imprisoned and
restrained of her liberty by William Williams, Esq., Commis-
sioner of Immigration, at Ellis Island, New York.

3. That the cause or pretense of imprison-
ment and restraint arose out of the following facts and is as
follows:

(a) On October 8th, 1912, the above-named
KATALIN PILLJAR, my wife, and my two (2) children arrived
ex SS. Grosser Kurfurst.

(b) That one of the children was taken from
her immediately upon arriving, said child being taken to the
hospital.

(c) That thereafter the other child, the
little girl, was taken from her and to the hospital.

(d) On January 2nd, 1913, she is notified
that the little girl is dead.

(e) During this heart-rending period of three
(3) months when one child after the other were taken from

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her to the hospital and when she was uncertain as to their fate, she was as much as lost at Ellis Island, for not a word of her husband or her brother reached her except one (1) letter and that after she had been there some six (6) weeks.

(f) When the news of the baby's death reached her she cried and carried on and was thereupon taken to the hospital on and about January 3rd, 1913, where her brother found her on January 3rd, 1913, and called upon her.

4 (g) Your petitioner, being notified that his wife had been found and what misfortune had befallen him, immediately came on from St Louis where he then resided, to New York and went to see Katalin Pilljar his wife on January 8th, 1913, and his wife then and there wanted to end the misery and depart with her husband, and being told that she could not she again began to cry and became insistent, stating that they had her long enough and that she had a right to go with her husband.

(h) Thereafter and on or about January 12th, 1913, the following certificate was made by the medical staff connected with the hospital at Ellis Island:

"THIS IS TO CERTIFY THAT THE ABOVE DESCRIBED PERSON HAS THIS DAY BEEN EXAMINED AND IS FOUND TO BE INSANE".

5 (i) Thereafter and on or about January 13th, 1913, the Board of Special Inquiry met and with no further information before them except this bare statement of conclusion, the Board made its order excluding the said KATALIN PILLJAR, the above-named immigrant.

(j) Thereupon this petitioner through PETER KLEIN, his attorney, attempted to file an appeal on behalf of said KATALIN PILLJAR, but the Appeal Department at Ellis Island, refused to accept any appeal in her case stating that whatever papers were submitted would be considered only in the case of the appeal of the child.

4. That the detention and imprisonment is

unjust and unlawful for the reason that:

a. A fair hearing was not granted to the said KATALIN PILLJAR by the medical authorities, inasmuch as the medical authorities failed to take into consideration the reason and cause for the impatience, weeping and crying of the said KATALIN PILLJAR.

6 b. That the Board of Special Inquiry did not accord a fair hearing and trial as contemplated by law to the said KATALIN PILLJAR, for the said Board is hampered by the fixed delusion that the medical certificate is absolutely binding upon the Board and that the Board has no discretion in case a medical certificate is made, and that therefore the Board refused to take or consider any other evidence except the bare conclusion contained in the aforesaid medical certificate, and the Board failed to take into consideration the fact that ~~these~~ this restlessness, crying and impatience of the said KATALIN PILLJAR has a just basis, and that anyone else and any sane person would act the same as she under the same circumstances, and that once the cause of the irritation and crying be removed, in a very short while the effect will also wear away.

7 c. That the Board meetings being secret and petitioner not being aware of all that transpired before the Board, that in case the Board considered any other evidence outside of said medical certificate then in such case, the petitioner was unlawfully and wrongfully denied the right to appeal.

WHEREFORE your petitioner prays that a WRIT OF HABEAS CORPUS issue directed to said WILLIAM WILLIAMS, Esq., Commissioner of Immigration, at Ellis Island, New York, commanding him to produce the body of the said KATALIN PILLJAR, before your Honor, on the 24th day of January, 1913, at 10³⁰ - a. M. of the said day, at the Court Room of the

DISTRICT COURT OF THE UNITED STATES for the SOUTHERN DISTRICT OF NEW YORK, Federal Building, New York City, N. Y. for which no previous application has ever been made.

Dated, New York, January 17th, 1913.

John Pilljar
Petitioner.

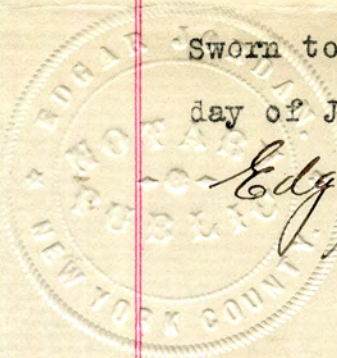
UNITED STATES OF AMERICA.

ss:-

SOUTHERN DISTRICT OF NEW YORK.

JOHN PILLJAR being duly sworn deposes and says: That he is the petitioner named in the foregoing petition, and that he has read the same and knows the contents thereof; that the facts set forth in the foregoing petition, subscribed by him are true.

Sworn to before me this 17th)
day of January, 1913.)



Edgar Jordan
Notary Public in
New York County

John Pilljar