

# NERLICH IS REMANDED, BAIL AGAIN REFUSED

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Magistrate Insisted That He Be  
Placed in the Prison-  
er's Box.

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## NOT KEPT IN CELLS

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Sleeps in Officer's Cot, and Goes  
Out for Meals Under  
Guard.

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Emil Nerlich, of 16 Dunbar road, was to-day remanded by Colonel Denison in the Police Court on a charge of high treason until Thursday morning at ten o'clock. A plea of not guilty was entered to the charge. Bail was not allowed.

Nerlich was brought from Court street police station by two members of the detective department. At the first calling of his name there was no reply, as he was still in the detective department. Another case was being proceeded with when Nerlich entered the courtroom and stood at the bar usually reserved for persons on bail. A few minutes elapsed before Colonel Denison noticed where the prisoner was standing. Then he sternly ordered him to be placed in the dock. Mr. Nerlich was pale of countenance, and plainly embarrassed by the attentions paid him by the crowded court. He was represented by G. W. Mason, and G. F. Shepley, K.C., members of the firm of Macdonald, Shepley, Donald, and Mason of 28 and 30 Toronto street, during the proceedings, which did not last ten minutes, Nerlich did not say a word.

"Emil Nerlich," said Colonel Denison, reading from the charge sheet, "you are charged with assisting a common enemy of His Majesty the King to leave the country."

"Are you ready to go on with the case?" asked the magistrate, turning to Crown Attorney Corley.

"For many things, I had hoped to go on this morning," replied Mr.

Corley, "but my learned friend would like the matter to go over until Thursday, and I would like to oblige him. If we are not ready to go on then, he can be remanded again."

"You plead not guilty, I suppose," said Colonel Denison to Mr. Mason.

"Yes," replied Nerlich's counsel. "I would just like to say one thing, if I may be permitted," he continued. "The Winter Assizes, which are now going on, will quit at the end of next week. We are anxious that everything should be done to get a quick trial."

"Of course!" assented Colonel Denison.

#### Ordered Nerlich Into Box.

"This is a serious case," interposed Mr. Corley, "but I am willing to do all I can to assist my learned friend."

It was at this point that Colonel Denison noticed where Mr. Nerlich was standing.

"How is it this man is standing outside the dock?" he asked sternly.

"Put him in the dock, please."

Mr. Corley hastened to excuse the officers who had led the accused to where he was standing.

"He has been in the detective office," he explained.

"That may be," answered the colonel in his sternest tones. "He has no bail and should be in the dock. I have no power to give this man bail, neither has the detective department."

"This case is a very difficult one to get bail on," remarked Mr. Mason.

"You will notice, too, in the history of the English courts, that bail is not given," said Mr. Corley.

Mr. Mason: "I was only just——"

Mr. Corley: "I know, but if you tell me twenty times you won't get bail."

"You won't get bail," forecasted Colonel Denison. Then addressing Nerlich, the magistrate said, "You will be remanded until Thursday morning at ten o'clock."

There was a momentary pause. Mr. Nerlich plainly did not know just what to do.

"Downstairs!" said the dock constable in a stentorian voice, and in a second, Nerlich had disappeared down the stairs leading to the cells.

#### How Week-end Was Spent.

There was marked reluctance on the part of the police officials this morning to discuss Nerlich's whereabouts over Saturday and Sunday. All enquiries were met with evasive answers or the information flatly denied. While one officer stated that he believed Nerlich was at the jail, another stated that he was probably at the Court street station.

"He is not any different from any other prisoner," said Inspector of Detectives Kennedy, "and I presume that he was taken from Court street station to the jail."

Governor Chambers at the jail, twice made enquiries before he definitely stated that Nerlich had not occupied a cell there either Saturday night or on Sunday. It was not until the reporter went directly to Col. Grasett, Chief of Police, that any information of a definite nature could be obtained. "Mr. Nerlich occupied a bed in the detectives' room at the Court street station," said Col. Grasett. "The concession was granted him by me. He is held on a charge of high treason, and the circumstances are somewhat exceptional. This is the second case of this kind with which we have had any experience, and Mr. Nerlich is not of the criminal class. At the earnest solicitation of his counsel, acting in behalf of his family, we allowed him to stay in Court street station under close police observation."

#### Goes Out For Meals.

"Were his meals brought in to him?" enquired the reporter.

"No; he was allowed to go out for his meals accompanied by the two officers with whom he was under guard."

Col. Grasett explained that there are two beds kept in the Court street station for the use of the officers on night duty. One bed is always occupied by a detective, while Mr. Nerlich was granted permission to occupy the other. Everything was done that would add to his comfort while a compulsory guest in Inspector Dixon's station.

"Did he go to his meals three times yesterday?"

"I really cannot say," said Colonel Grasett. "I cannot even tell you whether he was hungry."

"How did he spend Sunday? Was he allowed magazines with which to occupy his time?" asked the reporter.

"Oh, yes, I suppose that he would be allowed to read a book or magazine if he cared to pass the time that way."

The usual custom in connection with the treatment of a prisoner is to take him to one of the downtown stations until the police motor comes around at night and carries him to the jail. From the jail he is brought directly to the Police Court, where he is arraigned before the magistrate.