

Exhibit D
Isaac Adler
(M.M.)

Isaac Adler sworn deposes & says.

I am 43 years of age, and Physician, and have been such in the City of New York for very near twenty years. My office at present is at No 12 East 60th Street. I am acquainted the Doctor and Mrs Wischniewsky, the parties to this proceeding and have been for about for years.

Q. What opportunities have had to become acquainted with their family life and their relations to each other?

A. Simply such opportunities as were given in professional visits in times of sickness in the family, and their social visits at my house.

Q. State what you observed as to their treatment and relations to each other?

A. Their relations seemed to me always pleasant ones.

Q. What if anything did you observe as to expressions of kindness and interest in each other? State ~~any~~ facts?

A.

A. I never observed anything that was remarkable. The ordinary pleasant and intimate relations between man and wife. The Doctor at times was very solicitous about his wife's health. While during a long illness of the Doctor Mrs Wischnemetyky was more than ordinarily self-sacrificing.

Q. Did you ever see them in company with their children?

A. I do not remember whether I have seen them both together with the children. I have seen Mrs Wischnemetyky with them, and have seen the Doctor at least with one of them.

Q. Did you ever make any inquiry or examination as to the health of Mrs Wischnemetyky and so state when and what were the results of your examination. —

A. I have treated her at various times for various ailments - such as sore throat, gastric disturbances, anæmia. About two years ago at the request of the Doctor Wischniewsky I made several very careful examinations of her lungs and of her expectorations for tuberculosis of which I failed to find any evidence.

Q. In regard to her mental health have you observed any indication of any ailment or abnormal disposition?

A. I have not.

Q. Have you or have you not at times observed indications of melancholia and great depression of her mental disposition? State the facts. Mr. Wickensham objects to the question on the ground that it is leading.

A. I have certainly observed spells of depression, and mental dejection, but which I can in no way characterize as melancholia or as morbid.

Q. Have you at times heard Mrs. Wischniewsky express her appreciation of her devotion to and love for his children - and if state what she said in that regard?

A. I have heard her express her admiration that Dr. Wischniewsky loved his children - what terms she used I cannot recall.

Q. During the spells of depression and mental dejection to which you have referred in your ^{answer} before the last, state whether Mrs. Wischniewsky was or was not apt to take very gloomy and pessimistic views of life?

A. ^{Answer that question is leading to call for the opinion of the witness.}

~~Before~~ Mrs. Wischniewsky was surrounded by very gloomy and depressing circumstances which in my opinion caused a dejected state of mind, and the gloomy views of life natural to such a condition.

Q. Was Dr. Wischniewsky surrounded by similar depressing circumstances?

A. He was.

Cross-examination.

Q Do you know Dr. Wischniewsky and his wife other than in a professional way?

A. Yes in the way of social and friendly intercourse.

Q. Did you ever visit their house socially?

A. No Sir - I never did.

Q. How long were you the family Physician of Mrs. Wischniewsky?

A. About four years.

Q. On examination of Mrs. Wischniewsky at the request of Dr. Wischniewsky, you found no traces of tuberculosis?

A. I did not.

Q. Did not the Doctor Wischniewsky request you to examine his wife for hysteria?

A. He did not.

Q. Did you ever find any symptoms of hysteria in Mrs. Wischniewsky; or ever see her with hysteria?

A. I have not.

Q. Did you ever treat Dr. Wischniewsky through an illness? so state what it was and when?

A. About four years ago for

~~Rheumatoid~~ neurasthenia.

Q. During this illness was he confined to his bed - and if so how long?

A. He was confined to his bed for a number of weeks - just how long I do not recollect.

Q. State what care and attention his wife gave him during that illness?

A. She was to him a most devoted, untiring and self-sacrificing nurse and helper.

Q. Was there anything occurred on her part during that illness that was unusual?

A. Not to my knowledge.

Q. How did the Doctor ~~Wischnewsky~~ conduct himself towards his wife during the illness as to his demands from her?

A. He was irritable, cross and exacting as all such patients are, but to me always expressed great consideration

+ pity for his wife.

Q. She needed consideration and pity at this time did she not?

objection that it cares for the opinion and is irrelevant. -

A. She did, as any wife having the care and nursing and providing for a sick and suffering husband.

Q. Was it during this illness of the doctor that Mrs. Wischniewsky was labouring under the mental depression you spoke of in your direct examination?

A. It was.

Q. Was there not sufficient cause for this mental depression considering what labor and care and anxiety she was under?

A. More than sufficient.

Q. Is not her general health and physical condition fairly good?

A. I have not seen her professionally for about a year and cannot answer that question - at that time it was.

Re-direct examination; resumed:

Q Was not the neurasthenia to which you have referred the result of a severe attack of rheumatic fever - and a usual consequence of such fever?

A. The neurasthenia to the degree in which the Doctor suffered from it as a result of rheumatic fever is not very frequent - besides the first time I ever saw Dr. Wischniewsky professionally was for neurasthenic symptoms before the seizure of rheumatism.

Q Was not Dr. Wischniewsky removed from the ^{his} ^{office} complaints you have named so as to attend effectively to the duties and practice of his profession?

A. I have not seen the Doctor professionally for a long time but I believe he has.

Q Have not ^{you} entrusted to Dr. Wischniewsky serious cases in your own practice, for special treatment by him at the Institute of which he is the Medical Director?

objected to as not proper re-direct and immaterial.

A. Shane. —