

BARCLAY DAMON^{LLP}

Brad M. Gallagher
Counsel

August 9, 2018

VIA ECF

Hon. Christian F. Hummel
James T. Foley U.S. Courthouse
445 Broadway
Albany, New York 12207

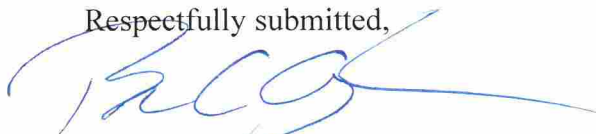
Re: Securities and Exchange Commission v. McGinn, Smith & Co., et al.
Case No. 1:10-cv-457

Dear Judge Hummel:

Our office has been retained to represent Brad Fisher, Burton Fisher (deceased), Joan Fisher (Deceased), Jill Fisher, Bradly and Carol Fisher Revocable Trust, Jennifer Sack Revocable Trust, Jason Sack Revocable Trust, Michael Sack Revocable Trust, One City Center Associates, Kimberly Fisher and Kelsey Fisher and, on July 23, 2018, was retained to represent Metal Consultants Corp. Profit Sharing Plan Trust, The Palazzo Family Revocable Trust, John T. Palazzo, Parker Palazzo, John M. Palazzo and Jeanne M. Palazzo concerning the above matter (our "Clients"). On July 6, 2018, the Receiver, William J. Brown, Esq., filed a Motion for an Order (A) Disallowing Preferred Investor Paper Claims and (B) Applying Preferential Payment Offset (Dkt. 1009, 1010). The time to file Objections to the motion was previously extended to August 14, 2018 by letter motion. (Dkt. 1013, 1014).

We respectfully request that the time for our Clients to submit objections be extended to August 17, 2018 and a deadline for the Receiver to submit a reply to August 27, 2018. The Receiver consented to this extension. If the Court requires any additional information, please do not hesitate to contact us.

Respectfully submitted,



Brad M. Gallagher

cc: William J. Brown, Esq. (via email and ECF)