

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

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SECURITIES AND EXCHANGE COMMISSION :

Plaintiff, :

vs. :

Case No. 1:10-CV-457
(GLS/CFH)

McGINN, SMITH & CO., INC., :
McGINN, SMITH ADVISORS, LLC :
McGINN, SMITH CAPITAL HOLDINGS CORP., :
FIRST ADVISORY INCOME NOTES, LLC, :
FIRST EXCELSIOR INCOME NOTES, LLC, :
FIRST INDEPENDENT INCOME NOTES, LLC, :
THIRD ALBANY INCOME NOTES, LLC, :
TIMOTHY M. McGINN, AND :
DAVID L. SMITH, GEOFFREY R. SMITH, :
Individually and as Trustee of the David L. and :
Lynn A. Smith Irrevocable Trust U/A 8/04/04, :
LAUREN T. SMITH, and NANCY McGINN, :

Defendants, :

LYNN A. SMITH and :
NANCY McGINN, :

Relief Defendants. and :

GEOFFREY R. SMITH, Trustee of the :
David L. and Lynn A. Smith Irrevocable :
Trust U/A 8/04/04, :

Intervenor. :

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**NOTICE OF FILING OF FOURTEENTH PAYMENT SCHEDULE
OF FIRST INVESTOR DISTRIBUTION**

PLEASE TAKE NOTICE that on October 19, 2017, William J. Brown, as Receiver, filed the attached McGinn, Smith & Co. Inc. - Fourteenth Payment Schedule of Investor Distributions, pursuant to the Approved Plan of Distribution of Estate Assets.

In accordance with the Plan, Payment Schedules of Investor Distributions will continue to be filed on a rolling basis with increasing frequency. The attached Payment Schedule reports the claim numbers and amount to be paid as a first distribution to the holders of the listed claim numbers, which amount has been rounded to the nearest whole dollar in accordance with Section 12 of the Plan.

Dated: October 19, 2017

PHILLIPS LYTTLE LLP

By /s/ William J. Brown
William J. Brown (Bar Roll #601330)
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and

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Doc #01-3037018.14

October 19, 2017

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution</i>
4315A	Seton Hall Mortgage Note Holders	\$ 21,576.97	\$ 2,158.00
4545A	TAIN Secured Senior Notes	\$ 22,733.21	\$ 2,273.00
4535A	FAIN Secured Senior Subordinated Notes	\$ 15,000.00	\$ 1,500.00
4536A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 25,000.00	\$ 2,500.00
4537A	FIIN Secured Senior Notes	\$ 31,826.50	\$ 3,183.00
4538A	FIIN Secured Senior Notes	\$ 113,666.07	\$ 11,367.00
4539A	FIIN Secured Senior Subordinated Notes Due 12/15/2008	\$ 10,000.00	\$ 1,000.00
4540A	Firstline Trust 07 B Junior Contract Certificates 11% Due 10/01/12	\$ 7,935.69	\$ 794.00
4541A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 10,000.00	\$ 1,000.00
4542A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 10,000.00	\$ 1,000.00
4543A	TDM Verifier Trust 11Contract Certificates 9%	\$ 9,539.85	\$ 954.00
4544A	FAIN Secured Senior Notes	\$ 18,399.07	\$ 1,840.00
4734A	TDMM Benchmark Trust 09 11%	\$ 10,000.00	\$ 1,000.00
4626A	TAIN Secured Junior Notes Due 12/15/2009	\$ 100,000.00	\$ 10,000.00
5854A	Seton Hall Mortgage Note Holders	\$ 2,156.45	\$ 216.00
4746A	FEIN 10.25% Secured Junior Notes Due 01/30/2009	\$ 100,000.00	\$ 10,000.00
4748A	TAIN Secured Junior Notes Due 12/15/2009	\$ 43,000.00	\$ 4,300.00
5596A	TDM Verifier Trust 0910% Contract Certificates Due 12/31/11	\$ 4,511.88	\$ 451.00
6538A	FAIN Secured Senior Subordinated Notes	\$ 25,000.00	\$ 2,500.00
6539A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 40,000.00	\$ 4,000.00
6540A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 45,000.00	\$ 4,500.00
6541A	FEIN Secured Senior Notes	\$ 64,396.75	\$ 6,440.00
6542A	TAIN Secured Senior Notes	\$ 22,733.21	\$ 2,273.00
6543A	TAIN Secured Senior Notes	\$ 110,394.43	\$ 11,039.00
6544A	FEIN Secured Senior Notes	\$ 4,599.76	\$ 460.00
6545A	FEIN Secured Senior Notes	\$ 22,998.83	\$ 2,300.00
6546A	FEIN Secured Senior Notes	\$ 27,598.61	\$ 2,760.00