

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 THIRTY-SECOND PAYMENT SCHEDULE  
OF FIRST INVESTOR DISTRIBUTION**

PLEASE TAKE NOTICE that on April 19, 2018, William J. Brown, as Receiver, filed the attached McGinn, Smith & Co. Inc. - Thirty-Second 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. 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: April 19, 2018

PHILLIPS LYTTLE LLP

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

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Doc #01-3037018.32

April 19, 2018

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution</i>
4417A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 120,000.00	\$ 12,000.00
4749A	Seton Hall Mortgage Note Holders	\$ 4,315.39	\$ 432.00
5363A	Firstline Trust 07B Junior Contract Certificates 11% Due 10/01/12	\$ 7,935.69	\$ 794.00
5364A	Fortress Trust 08	\$ 7,964.44	\$ 796.00
5365A	McGinn, Smith Transaction Funding Corp.	\$ 25,000.00	\$ 2,500.00
5366A	TDM Cable Trust 06 10% Contract Certificates Due 11/15/10	\$ 10,000.00	\$ 1,000.00
5367A	TDM Verifier Trust 08 Contract Certificate 36	\$ 10,000.00	\$ 1,000.00
5403A	Seton Hall Mortgage Note Holders	\$ 21,576.97	\$ 2,158.00
5404A	Seton Hall Mortgage Note Holders	\$ 21,576.97	\$ 2,158.00
5469A	Firstline Trust 07B Junior Contract Certificates 11% Due 10/01/12	\$ 15,871.38	\$ 1,587.00
5470A	Firstline Trust 07B Senior Contract Certificates 9.50% Due 10/01/11	\$ 24,830.34	\$ 2,483.00
5471A	McGinn, Smith Transaction Funding Corp.	\$ 250,000.00	\$ 25,000.00
5472A	TDM Cable Trust 06 9.25% 48 Months Contract Certificates 11/15/10	\$ 25,000.00	\$ 2,500.00
5473A	TDM Verifier Trust 08 Contract Certificate 36	\$ 25,000.00	\$ 2,500.00
5535A	FEIN 10.25% Secured Junior Notes Due 01/30/2009	\$ 24,000.00	\$ 2,400.00
5683A	TAIN Secured Junior Notes Due 12/15/2009	\$ 18,000.00	\$ 1,800.00

April 19, 2018

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution</i>
5684A	FIIN 10.25% Secured Junior Notes Due 12/15/2008	\$ 30,000.00	\$ 3,000.00
5685A	FIIN 10.25% Secured Junior Notes Due 12/15/2008	\$ 60,000.00	\$ 6,000.00
5689A	TAIN Secured Junior Notes Due 12/15/2009	\$ 15,000.00	\$ 1,500.00
5690A	TAIN Secured Junior Notes Due 12/15/2009	\$ 25,000.00	\$ 2,500.00
5738A	TAIN Secured Junior Notes Due 12/15/2009	\$ 30,000.00	\$ 3,000.00
6559A	Seton Hall Mortgage Note Holders	\$ 4,315.39	\$ 432.00

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