

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

-----X  
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.* :

-----X

**NOTICE OF FILING OF AMENDED FORTY-FOURTH PAYMENT SCHEDULE  
OF FIRST INVESTOR DISTRIBUTION  
(Collateral Recovery Investors)**

PLEASE TAKE NOTICE that on February 15, 2019, William J. Brown, as Receiver,  
filed the attached McGinn, Smith & Co. Inc. - AMENDED Forty-Fourth Payment Schedule of  
Investor Distributions (Collateral Recovery Investors), pursuant to the Approved Plan of  
Distribution of Estate Assets.



## McGinn Smith &amp; Co. Inc. - AMENDED Forty-Fourth Payment Schedule of Investor Distributions (Collateral Recovery Investors)

February 15, 2019

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution*</i>
4325A	FAIN Secured Senior Notes	\$ 13,799.30	(See amount below)
4326A	FAIN Secured Senior Subordinated Notes	\$ 15,000.00	(See amount below)
4327A	FAIN Secured Senior Subordinated Notes	\$ 50,000.00	(See amount below)
4328A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$105,000.00	(See amount below)
4329A	FIIN Secured Senior Notes	\$ 22,733.21	(See amount below)
4330A	FIIN Secured Senior Notes	\$ 45,466.43	(See amount below)
4331A	FIIN Secured Senior Notes	\$ 45,466.43	(See amount below)
4332A	FIIN Secured Senior Subordinated Notes Due 12/15/2008	\$ 15,000.00	(See amount below)
4333A	FIIN Secured Senior Subordinated Notes Due 12/15/2008	\$ 30,000.00	(See amount below)
4334A	Integrated Excellence Sr. Trust 08	\$ 6,836.50	(See amount below)
4335A	TDM Verifier Trust 09 10% Contract Certificates Due 12/31/11	\$ 9,023.75	(See amount below)
4336A	TDM Verifier Trust 11 Contract Certificates 9%	\$ 9,539.85	(See amount below)
4337A	FAIN Secured Senior Notes	\$ 32,198.37	(\$6,791.37)
4324A	TAIN Secured Senior Notes	\$ 50,013.07	(\$2,138.16)
4489A	TAIN Secured Senior Notes	\$ 22,733.21	(See amount below)
4490A	TAIN Secured Senior Notes	\$ 45,466.43	\$ 872.26
4554A	FAIN Secured Senior Subordinated Notes	\$ 20,000.00	(See amount below)
4555A	FAIN Secured Senior Subordinated Notes	\$ 40,000.00	(See amount below)
4556A	Firstline Trust 07B Junior Contract Certificates 11% Due 10/01/12	\$ 59,517.68	(See amount below)
4557A	Firstline Trust 07B Senior Contract Certificates 9.50% Due 10/01/11	\$ 24,830.34	(See amount below)
4558A	TDM Verifier Trust 09 10% Contract Certificates Due 12/31/11	\$ 31,583.13	(See amount below)

\* If the Amount of First Distribution is a negative number indicated by (\$xxx) in parenthesis, then the negative amount will be a further charge when second or later distributions are made.

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution*</i>
4559A	TAIN Secured Senior Notes	\$272,798.58	\$ 5,525.46
5028A	FAIN Secured Senior Subordinated Notes	\$ 20,000.00	(See amount below)
5029A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 10,000.00	(See amount below)
5030A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 10,000.00	(See amount below)
5031A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 85,000.00	(See amount below)
5032A	FIIN Secured Senior Notes	\$ 72,746.29	(See amount below)
5033A	FIIN Secured Senior Notes	\$104,572.79	(See amount below)
5034A	FIIN Secured Senior Subordinated Notes Due 12/15/2008	\$ 35,000.00	(See amount below)
5035A	Integrated Excellence Sr. Trust 08	\$ 10,254.75	(See amount below)
5036A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 15,000.00	(See amount below)
5037A	FAIN Secured Senior Notes	\$ 18,399.07	\$ 7,088.70
5038A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 10,000.00	(See amount below)
5039A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 35,000.00	(See amount below)
5040A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 25,000.00	\$ 1,235.64
5041A	FAIN Secured Senior Notes	\$ 36,798.14	\$ 698.43
5723A	FAIN Secured Senior Notes	\$ 9,199.54	(See amount below)
5724A	FAIN Secured Senior Subordinated Notes	\$ 10,000.00	(See amount below)
5725A	Integrated Excellence Sr. Trust 08	\$ 10,254.75	(See amount below)
5726A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 30,000.00	(See amount below)
5727A	FIIN Secured Senior Notes	\$ 68,199.64	(See amount below)
5728A	TAIN Secured Senior Notes	\$ 9,093.29	(\$851.80) <b>Claim Allowance Withdrawn</b>
5729A	FAIN Secured Senior Subordinated Notes	\$ 10,000.00	(See amount below)
5730A	FIIN Secured Senior Notes	\$ 45,466.43	(See amount below)
5731A	FIIN Secured Senior Notes	\$ 4,546.64	(See amount below)

\* If the Amount of First Distribution is a negative number indicated by (\$xxx) in parenthesis, then the negative amount will be a further charge when second or later distributions are made.

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution*</i>
5732A	TAIN Secured Senior Notes	\$ 9,093.29	(\$496.05) <i>Claim Allowance Withdrawn</i>
5876A	FAIN Secured Senior Subordinated Notes	\$ 15,000.00	<i>(See amount below)</i>
5877A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 80,000.00	<i>(See amount below)</i>
5878A	FIIN Secured Senior Subordinated Notes Due 12/15/2008	\$ 10,000.00	<i>(See amount below)</i>
5879A	Integrated Excellence Sr. Trust 08	\$ 6,836.50	<i>(See amount below)</i>
5880A	FAIN Secured Senior Notes	\$ 13,799.30	<i>(See amount below)</i>
5881A	FEIN Secured Senior Notes	\$119,593.97	<i>(See amount below)</i>
5882A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 77,500.00	\$ 6,782.54
6036A	Integrated Excellence Sr. Trust 08	\$ 17,091.25	<i>(See amount below)</i>
6037A	TRM Verifier Trust 07R Contract Certificates	\$ 25,000.00	<i>(See amount below)</i>
6038A	TDM Verifier Trust 07R Contract Certificates	\$ 50,000.00	(\$217.36)
6609A	FEIN Secured Senior Notes	\$ 22,998.83	\$ 355.00

Doc #01-3224459.1B

\* If the Amount of First Distribution is a negative number indicated by (\$xxx) in parenthesis, then the negative amount will be a further charge when second or later distributions are made.