

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 FORTY-SIXTH PAYMENT SCHEDULE
OF FIRST INVESTOR DISTRIBUTION
(Collateral Recovery Investors)**

PLEASE TAKE NOTICE that on March 22, 2019, William J. Brown, as Receiver, filed the attached McGinn, Smith & Co. Inc. - Forty-Sixth Payment Schedule of Investor Distributions (Collateral Recovery Investors), pursuant to the Approved Plan of Distribution of Estate Assets.

In accordance with the Plan, Payment Schedules of Investor Distributions (Collateral Recovery Investors) 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 (who have received collateral recoveries), which amount has been rounded to the nearest whole dollar in accordance with Section 12 of the Plan.

Dated: March 22, 2019

PHILLIPS LYTTLE LLP

By /s/ William J. Brown
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Doc #01-3037018.46

McGinn Smith & Co. Inc. - Forty-Sixth Payment Schedule of Investor Distributions (Collateral Recovery Investors)

March 22, 2019

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution*</i>
4151A	FIIN Secured Senior Notes	\$68,199.64	(See amount below)
4152A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$75,000.00	(See amount below)
4153A	TDM Verifier Trust 11 Contract Certificates 9%	\$ 9,539.85	(See amount below)
4154A	TDM Verifier Trust 11 Contract Certificates 9%	\$28, 619.55	\$3,562.95
5079A	TDMM Cable Sr. Trust 09 9%	\$77,932.60	(\$707.31)

Doc #01-3624506.1A

* 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.