

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 TWENTY-SECOND PAYMENT SCHEDULE
OF FIRST INVESTOR DISTRIBUTION
(Collateral Recovery Investors)**

PLEASE TAKE NOTICE that on January 12, 2018, William J. Brown, as Receiver, filed the attached McGinn, Smith & Co. Inc. - Twenty-Second 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: January 12, 2018

PHILLIPS LYTTLE LLP

By /s/ William J. Brown
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Doc #01-3037018.22

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

January 12, 2018

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution*</i>
4677A	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 80,000.00	<i>See amount below</i>
4678A	FAIN Secured Senior Subordinated Notes	\$ 80,000.00	<i>See amount below</i>
4679A	TDM Luxury Cruise Trust 07 Contract Certificates 10% Due 9/1/11	\$ 23,125.00	\$ 2,370.60
4740A	FAIN Secured Senior Subordinated Notes	\$ 40,000.00	<i>See amount below</i>
4741A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 25,000.00	\$ 1,606.64
5372A	FEIN 10.25% Secured Junior Notes Due 01/30/2009	\$ 25,000.00	<i>See amount below</i>
5373A	FEIN 10.25% Secured Junior Notes Due 01/30/2009	\$ 70,000.00	<i>See amount below</i>
5374A	FIIN 10.25% Secured Junior Notes Due 12/15/2008	\$ 25,000.00	<i>See amount below</i>
5375A	FIIN 10.25% Secured Junior Notes Due 12/15/2008	\$ 50,000.00	<i>See amount below</i>
5376A	TAIN Secured Junior Notes Due 12/15/2009	\$ 84,000.00	\$ 4,342.45
5623P	TAIN Secured Senior Notes	\$ 131,852.64	<i>See amount below</i>
5624P	FEIN Secured Senior Notes	\$ 39,098.03	(\$905.00)
5935A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 0.00	<i>See amount below</i>
5936A	FAIN Secured Senior Notes	\$ 193,190.25	<i>See amount below</i>
5937A	TAIN Secured Senior Notes	\$ 9,093.29	<i>See amount below</i>
5938A	TAIN Secured Senior Notes	\$ 18,186.57	<i>See amount below</i>
5939A	TAIN Secured Senior Notes	\$ 104,572.79	(\$5,963.04)
6039P	Firstline Trust 07 9.25% Senior Contract Certificates	\$ 11,060.45	<i>See amount below</i>
6040A	TDM Verifier Trust 07R Contract Certificates	\$ 30,000.00	\$ 1,137.41

* 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>
6531A	Integrated Excellence Sr Trust 08	\$ 27,346.00	See amount below
6532A	TDM Verifier Trust 08 Contract Certificate 36	\$ 100,000.00	See amount below
6533A	TDMM Cable Sr Trust 09 9%	\$ 77,932.60	\$ 260.08
6761A	FEIN 10.25% Secured Junior Notes Due 01/30/2009	\$ 40,000.00	(\$3,500.00)

Doc #01-3091651.1A

* 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.