

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-NINTH PAYMENT SCHEDULE
OF FIRST INVESTOR DISTRIBUTION**

PLEASE TAKE NOTICE that on June 8, 2018, William J. Brown, as Receiver, filed the attached McGinn, Smith & Co. Inc. - Thirty-Ninth 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: June 8, 2018

PHILLIPS LYTTLE LLP

By /s/ William J. Brown
William J. Brown (Bar Roll #601330)
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Doc #01-3037018.39

McGinn Smith & Co. Inc. - Thirty-Ninth Payment Schedule of Investor Distributions

June 8, 2018

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution</i>
5238A	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 10,000.00	\$ 1,000.00
5239A	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 220,000.00	\$ 22,000.00
5240A	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 225,000.00	\$ 22,500.00
5241A	FIIN 10.25% Secured Junior Notes Due 12/15/2008	\$ 115,000.00	\$ 11,500.00
5242A	TAIN Secured Junior Notes Due 12/15/2009	\$ 22,000.00	\$ 2,200.00
5243A	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 10,000.00	\$ 1,000.00
5244A	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 35,000.00	\$ 3,500.00
6699A	Firstline Trust 07B Junior Contract Certificates 11% Due 10/01/12	\$ 7,935.69	\$ 794.00
6700A	Fistline Trust 07B Senior Contract Certificates 9.50% Due 10/01/11	\$ 8,276.78	\$ 828.00

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