

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 EIGHTH PAYMENT SCHEDULE
OF SECOND INVESTOR DISTRIBUTION
(Collateral Recovery Investors)**

PLEASE TAKE NOTICE that on November 13, 2020, William J. Brown, as Receiver, filed the attached McGinn, Smith & Co. Inc. - Eighth Payment Schedule of Second Investor Distribution (Collateral Recovery Investors), pursuant to the Approved Plan of Distribution of Estate Assets.

In accordance with the Plan, Payment Schedules of Second 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 second 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: November 13, 2020

PHILLIPS LYTTLE LLP

By /s/ William J. Brown
William J. Brown (Bar Roll #601330)
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Doc #9154014.9

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

November 13, 2020

	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of Second Distribution*</i>
	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 13,000.00	See amount below
	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 44,000.00	See amount below
	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$250,000.00	See amount below
	FIIN 10.25% Secured Junior Notes Due 12/15/2008	\$125,000.00	See amount below
	Firstline Trust 07 11% Junior Contract Certificates Due 05/01/12	\$ 17,954.20	See amount below
	Fortress Trust 08	\$ 39,822.21	See amount below
	TDM Verifier Trust 08R Contract Certificate 9%	\$ 25,000.00	See amount below
	TDM Verifier Trust 08R Contract Certificate 9%	\$ 40,000.00	\$52,549.00
	FIIN Secured Senior Subordinated Notes Due 12/15/2008	\$ 55,000.00	(See amount below)
	FAIN Secured Senior Notes	\$ 25,758.70	(See amount below)
	FAIN Secured Senior Notes	\$ 27,598.61	(See amount below)
	FAIN Secured Senior Subordinated Notes	\$125,000.00	(See amount below)
	TAIN Secured Senior Notes	\$ 45,466.43	(See amount below)
	TAIN Secured Senior Notes	\$ 54,559.72	(See amount below)
	TDM Verifier Trust 08 Contract Certificate	\$100,000.00	\$35,525.83
	TAIN Secured Senior Notes	\$131,852.64	See amount below
	FEIN Secured Senior Notes	\$ 39,098.03	\$16,190.00

Doc #9225505.2

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