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23 September, 2011

ATT: Honorable David R. Homer

REF: Case #1:0-cv-00457-GLS-DRH

Honorable David R. Homer  
US District Court of Northern NY  
445 Broadway Rm. 441  
Albany, NY 12207

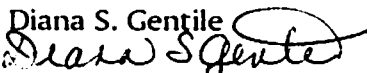

Your Honor:

Below please note letter sent to Mr. William Brown, Esq., Receiver:

Dear Mr. Brown:

As one of approximately 900 victims in the McGinn, Smith and Company case #1:10-cv-00457-GLS-DRH, we are respectfully urging you as Receiver, as well as the Securities and Exchange Commission ( a.k.a. SEC ) to immediately contact the Securities Investor Protection Corporation ( a.k.a. SIPC ) so that all aspects of this matter can be investigated. We have followed and ultimately observed that circumstances of our case are very similar to that of the Madoff and Stanford Ponzi schemes, therefore we feel our customer claims should also be protected by this statute. We are closely following the information on the <http://www.mcginnsmithreceiver.com/> website and appreciate what you and Judge Homer are accomplishing. However, at this juncture we respectfully request that you **PLEASE** notify SIPC so that we feel we have a chance to recover our losses. At this point in the investigation we have not been advised nor in anyway informed if our funds were fraudulently invested or downright stolen, so any assistance in this matter will be greatly appreciated. Thank you for the time taken up until now and the additional time this financially troubling case will take before resolution.

Most respectfully yours:

Diana S. Gentile  
  
Vincent R. Gentile  


cc: N.Y. Sate Governor: Andrew Cuomo  
cc: N.Y. State Senator: Kirsten Gillibrand  
cc: N.Y. State Senator: Charles E. Schumer  
cc: N.Y. State Attorney General: Eric Schneiderman

**RECEIVED**  
SEP 26 2011  
DAVID K. HOMER  
UNITED STATES MAGISTRATE JUDGE  
ALBANY, NEW YORK