

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

No. 10-CV-457
(GLS/DRH)

McGINN, SMITH & CO., INC., et al.,

Defendants.

ORDER

Presently pending is the motion of plaintiff Securities and Exchange Commission for an order compelling defendants to produce the records of the LaValle & Finn law firm regarding defendants David and Lynn Smith. Dkt. No. 388. The documents produced by the law firm for ex parte, in camera review by the undersigned contained documents previously unseen by defendants. Defendants then requested written clarification from the law firm regarding such documents, but the law firm has yet to respond to that request. Accordingly, it is hereby

ORDERED that:

1. The LaValle & Finn law firm shall respond to written request of defendants for clarification no later than **October 7, 2011** and
2. Defendants are granted until **October 14, 2011** to file any supplemental pleadings which they deem necessary in light of the response they receive from the LaValle & Finn law firm.

IT IS SO ORDERED.

Dated: October 5, 2011
Albany, New York


United States Magistrate Judge