Consent must be signed by attorney of record and signed and acknowledged by party. Type name beneath each signature.

NORTHERN DISTRICT CO			
		Case No. 1	:10-CV-457
SECURITIES AND EXCHANGE COMMISSION,		2)	
	Plaintiff.		Consent To Change

Attorney

-against-

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, LYNN A. SMITH, GEOFFREY R. SMITH, Trustee of the David L. and Lynn A. Smith Irrevocable Trust U/A 8/04/04, GEOFFREY R. SMITH, 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.

IT IS HEREBY CONSENTED THAT JAMES D. LINNAN, ESQ. OF THE LAW
FIRM OF LINNAN & FALLON, LLP, 61 COLUMBIA STREET, ALBANY, NEW YORK
be substituted as attorney(s) of record for the undersigned party(ies) in the above entitled action

in place and stead of the undersigned attorney(s) as of the date hereof.			
Dated: October 19, 2013			
601150			
GEOFFREY R. SMITH			
GEOFFREY R. SMITH, TRUSTEE OF THE DAVID L. AND LYNN A. SMITH IRREVOCABLE TRUST 10/A 8/04/64 By:			
GEOFFREY R. SMITH			
JAMES FEATHERSTONHAUGH, ESQ.			
STATE OF COLORADO) COUNTY OF Pi+kin) SS.:			
On the Haday of October, 2013, before me personally came GEOFFREY R. SMITH to me known, and known to me to be the same person described in and who executed the foregoing consent and acknowledged to me that he executed the same.			
RACHEL MIDDLETON Notary Public State of Colorado CXp 3/1/16 RACHEL MIDDLETON NOTARY PUBLIC			
SO ORDERED:			
DATED:			