

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

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SECURITIES AND EXCHANGE COMMISSION

Plaintiff,

Case No. 1:10-CV-457 vs.
(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
U/A 8/04/04,

: Trust

Intervenor.

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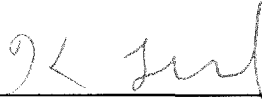
**NOTICE OF APPEARANCE AND
DEMAND FOR NOTICES**

PLEASE TAKE NOTICE that the defendants, JAT Construction Co., Inc. Defined Benefit Pension Plan, Joseph Allegretta and Suzanne Allegretta, hereby appear in the above-entitled action, and that the undersigned have been retained as attorneys for said defendants.

TAKE FURTHER NOTICE THAT, the undersigned hereby respectfully demands that the name and address set forth herein be added to the ECF mailing matrix in this case.

Dated: February 11, 2016

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

By: 

Kevin Laurilliard, Esq.
P.O. Box 459, 677 Broadway
Albany, New York 12201-0459
(518) 447-3200