

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 TWELFTH PAYMENT SCHEDULE
OF FIRST INVESTOR DISTRIBUTION**

PLEASE TAKE NOTICE that on September 15, 2017, William J. Brown, as Receiver,
filed the attached McGinn, Smith & Co. Inc. - Twelfth Payment Schedule of Investor
Distributions, pursuant to the Approved Plan of Distribution of Estate Assets.

In accordance with the Plan, Payment Schedules of Investor Distributions will continue to be filed on a rolling basis with increasing frequency. The attached Payment Schedule reports the claim numbers and amount to be paid as a first 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: September 15, 2017

PHILLIPS LYTTLE LLP

By /s/ William J. Brown
William J. Brown (Bar Roll #601330)
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Doc #01-3037018.12

McGinn Smith & Co. Inc. - Twelfth Payment Schedule of Investor Distributions

September 15, 2017

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution</i>
4448A	TDMM Cable Jr Trust 09 11%	\$ 100,000.00	\$ 10,000.00
4528A	FAIN Secured Senior Subordinated Notes	\$ 100,000.00	\$ 10,000.00
4529A	FIIN Secured Senior Notes	\$ 181,865.72	\$ 18,187.00
4530P	Firstline Trust 07B Junior Contract Certificates 11% Due 10/01/12	\$ 39,678.45	\$ 3,968.00
4531P	Firstline Trust 07B Senior Contract Certificates 9.50% Due 10/01/11	\$ 41,383.89	\$ 4,138.00
4532A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 200,000.00	\$ 20,000.00
4533A	TDM Verifier Trust 11 Contract Certificates 9%	\$ 23,849.63	\$ 2,385.00
4534A	TAIN Secured Senior Notes	\$ 181,865.72	\$ 18,187.00
5428A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 30,000.00	\$ 3,000.00
5429A	TDM Cable Trust 06 9.25% 48 Months Contract Certificates 11/15/10	\$ 25,000.00	\$ 2,500.00
5430A	TAIN Secured Senior Notes	\$ 22,733.21	\$ 2,273.00
5898A	FAIN Secured Senior Subordinated Notes	\$ 50,000.00	\$ 5,000.00
5899A	TDM Verifier Trust 11 Contract Certificates 9%	\$ 26,234.59	\$ 2,623.00
6845A	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 10,000.00	\$ 1,000.00
6846A	FAIN Secured Senior Subordinated Notes	\$ 20,000.00	\$ 2,000.00
6847A	FEIN 10.25% Secured Junior Notes Due 01/30/2009	\$ 50,000.00	\$ 5,000.00
6848A	FIIN Secured Senior Subordinated Notes Due 12/15/2008	\$ 100,000.00	\$ 10,000.00
6849A	Firstline Trust 07 11% Junior Contract Certificates Due 05/01/12	\$ 44,885.50	\$ 4,489.00
6850A	Firstline Trust 07 9.25% Senior Contract Certificates Due 09/01/10	\$ 22,120.90	\$ 2,212.00
6851A	Fortress Trust 08	\$ 39,822.21	\$ 3,982.00
6852A	TAIN Secured Junior Notes Due 12/15/2009	\$ 50,000.00	\$ 5,000.00
6853A	TDM Cable Trust 06 10% Contract Certificates Due 11/15/10	\$ 50,000.00	\$ 5,000.00
6854A	TDM Cable Trust 06 9.25% 48 Months Contract Certificates 11/15/10	\$ 25,000.00	\$ 2,500.00
6855A	TDM Luxury Cruise Trust 07 Contract Certificates 10% Due 9/1/11	\$ 46,250.00	\$ 4,625.00
6856A	TDMM Cable Sr Trust 09 9%	\$ 38,966.30	\$ 3,897.00
6858A	McGinn, Smith Firstline Funding, LLC	\$ 10,000.00	\$ 1,000.00
6926A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 15,000.00	\$ 1,500.00
6927A	FIIN Secured Senior Subordinated Notes Due 12/15/2008	\$ 15,000.00	\$ 1,500.00
6928A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 25,000.00	\$ 2,500.00
6929A	TAIN Secured Senior Notes	\$ 22,733.21	\$ 2,273.00