

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 TWENTY-FIFTH PAYMENT SCHEDULE
OF FIRST INVESTOR DISTRIBUTION**

PLEASE TAKE NOTICE that on February 16, 2018, William J. Brown, as Receiver, filed the attached McGinn, Smith & Co. Inc. - Twenty-Fifth 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. 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: February 16, 2018

PHILLIPS LYTTLE LLP

By /s/ William J. Brown
William J. Brown (Bar Roll #601330)
Attorneys for Receiver
Omni Plaza
30 South Pearl Street
Albany, New York 12207
Telephone No. (518) 472-1224

and

One Canalside
125 Main Street
Buffalo, New York 14203
Telephone No.: (716) 847-8400

Doc #01-3037018.25

February 16, 2018

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution</i>
4147A	FEIN 10.25% Secured Junior Notes Due 01/30/2009	\$ 25,000.00	\$ 2,500.00
4148A	FEIN 10.25% Secured Junior Notes Due 01/30/2009	\$ 100,000.00	\$ 10,000.00
4252A	TDM Verifier Trust 07 9% 24 Month Contract Certificates	\$ 20,000.00	\$ 2,000.00
4389A	TDMM Cable Sr. Trust 09 9%	\$ 54,552.82	\$ 5,455.00
4513A	FAIN Secured Senior Subordinated Notes	\$ 10,000.00	\$ 1,000.00
4514A	Integrated Excellence Sr. Trust 08	\$ 6,836.50	\$ 684.00
4515A	FEIN Secured Senior Notes	\$ 9,199.54	\$ 920.00
4516A	FEIN Secured Senior Notes	\$ 87,395.59	\$ 8,740.00
4517A	TAIN Secured Senior Notes	\$ 18,186.57	\$ 1,819.00
4518A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 25,000.00	\$ 2,500.00
4519A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 30,000.00	\$ 3,000.00
4520A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 35,000.00	\$ 3,500.00
4521A	FAIN Secured Senior Notes	\$ 9,199.54	\$ 920.00
4522A	FAIN Secured Senior Notes	\$ 22,998.83	\$ 2,300.00
4523A	TAIN Secured Senior Notes	\$ 22,733.21	\$ 2,273.00
4524A	FAIN Secured Senior Subordinated Notes	\$ 15,000.00	\$ 1,500.00
4525A	Integrated Excellence Sr. Trust 08	\$ 6,836.50	\$ 684.00
4526A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 60,000.00	\$ 6,000.00
4589A	FIIN 10.25% Secured Junior Notes Due 12/15/2008	\$ 10,000.00	\$ 1,000.00
4776A	Seton Hall Mortgage Note Holders	\$ 8,630.83	\$ 863.00
5172A	Integrated Excellence Sr. Trust 08	\$ 6,836.50	\$ 684.00
5326A	Pacific Trust	\$ 79,133.10	\$ 7,913.00
5504A	McGinn, Smith Transaction Funding Corp.	\$ 25,000.00	\$ 2,500.00
5505A	TAIN Secured Junior Notes Due 12/15/2009	\$ 10,000.00	\$ 1,000.00
5506A	TDMM Cable Sr. Trust 09 9%	\$ 15,586.52	\$ 1,559.00

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<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution</i>
5570A	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 60,000.00	\$ 6,000.00
5571A	FIIN 10.25% Secured Junior Notes Due 12/15/2008	\$ 75,000.00	\$ 7,500.00
5572A	FIIN Secured Senior Notes	\$ 45,466.43	\$ 4,547.00
5574A	FAIN Secured Senior Notes	\$ 55,197.22	\$ 5,520.00
5575A	Seton Hall Mortgage Note Holders	\$ 21,576.97	\$ 2,158.00
5706A	TDM Verifier Trust 08	\$ 25,000.00	\$ 2,500.00
5943A	Firstline Trust 07B Senior Contract Certificates 9.50% Due 10/01/11	\$ 8,276.78	\$ 828.00
5944A	TDM Verifier Trust 08 Contract Certificate 36	\$ 10,000.00	\$ 1,000.00
5960A	FIIN 10.25% Secured Junior Notes Due 12/15/2008	\$ 11,000.00	\$ 1,100.00
5961A	FIIN 10.25% Secured Junior Notes Due 12/15/2008	\$ 11,000.00	\$ 1,100.00
5963A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 25,000.00	\$ 2,500.00
5964A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 57,000.00	\$ 5,700.00
5965A	FIIN Secured Senior Notes	\$ 9,093.29	\$ 909.00
6004A	Seton Hall Mortgage Note Holders	\$ 8,630.83	\$ 863.00
6012A	Seton Hall Mortgage Note Holders	\$ 17,261.59	\$ 1,726.00
6210A	FEIN 10.25% Secured Junior Notes Due 01/30/2009	\$ 25,000.00	\$ 2,500.00
6255A	TDMM Benchmark Trust 09 11%	\$ 15,000.00	\$ 1,500.00
6256A	TDMM Benchmark Trust 09 12%	\$ 10,000.00	\$ 1,000.00
6280A	Firstline Trust 07B Junior Contract Certificates 11% Due 10/01/12	\$ 119,035.35	\$ 11,904.00
6281A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 35,000.00	\$ 3,500.00
6282A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 50,000.00	\$ 5,000.00
6283A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 150,000.00	\$ 15,000.00
6284A	TDM Verifier Trust 08 Contract Certificate 36	\$ 150,000.00	\$ 15,000.00
6452A	TAIN Secured Junior Notes Due 12/15/2009	\$ 0.00	\$ 0.00
6456A	FIIN 10.25% Secured Junior Notes Due 12/15/2008	\$ 25,000.00	\$ 2,500.00

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

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	<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution</i>
	6835A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 10,000.00	\$ 1,000.00
	6836A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 50,000.00	\$ 5,000.00

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