U.S. DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

In the Matter of the Application of: SECURITIES & EXCHANGE COMMISSION, Plaintiff

--vs --

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

Defendants

Case No. 1:10-C-457

NOTICE OF APPEARANCE

LYNDN 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

SIRS:

PLEASE TAKE NOTICE that the Roland M. Cavalier, Esq., hereby appears in the above entitled proceeding, and that the undersigned has been retained as Attorneys for Frank H. Chiappone, a person who, although not a party to this proceeding, has an economy interest in the outcome of a certain motion made by William J. Brown, as Receiver in the above-captioned action. The undersigned counsel request that any further papers submitted to the Court in this proceeding be served upon the undersigned at the office and post office address stated below.

Dated: April 16, 2018

TUCZINSKI, GILCHRIST, CAVALIER & TINGLEY P.C.

By:

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