

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 FORTY-FIRST PAYMENT SCHEDULE
OF FIRST INVESTOR DISTRIBUTION
(Collateral Recovery Investors)**

PLEASE TAKE NOTICE that on November 9, 2018, William J. Brown, as Receiver, filed the attached McGinn, Smith & Co. Inc. - Forty-First Payment Schedule of Investor Distributions (Collateral Recovery Investors), pursuant to the Approved Plan of Distribution of Estate Assets.

In accordance with the Plan, Payment Schedules of Investor Distributions (Collateral Recovery Investors) 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 (who have received collateral recoveries), which amount has been rounded to the nearest whole dollar in accordance with Section 12 of the Plan.

Dated: November 9, 2018

PHILLIPS LYTTLE LLP

By /s/ William J. Brown
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Doc #01-3037018.41

McGinn Smith & Co. Inc. - Forty-First Payment Schedule of Investor Distributions (Collateral Recovery Investors)

November 9, 2018

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution*</i>
4375A	FAIN Secured Senior Subordinated Notes	\$ 20,000.00	(See amount below)
4376A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 10,000.00	(See amount below)
4377A	Integrated Excellence Sr. Trust 08	\$ 10,254.75	(See amount below)
4378A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 285,000.00	(See amount below)
4379A	FAIN Secured Senior Notes	\$ 18,399.07	(See amount below)
4380A	FAIN Secured Senior Notes	\$ 22,998.83	\$ 6,761.09
6063A	Integrated Excellence Sr. Trust 08	\$ 51,273.75	(See amount below)
6064A	TDMM Cable Sr. Trust 09 9%	\$ 19,483.15	\$ 7,075.00

Doc #01-3160617.1A

* If the Amount of First Distribution is a negative number indicated by (\$xxx) in parenthesis, then the negative amount will be a further charge when second or later distributions are made.