

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

-----X
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, LYNN A. 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.
-----X

**ORDER APPROVING TENTH MOTION OF WILLIAM J. BROWN, AS
RECEIVER, FOR AN ORDER DISALLOWING UNRESOLVED PAPER
CLAIMS**

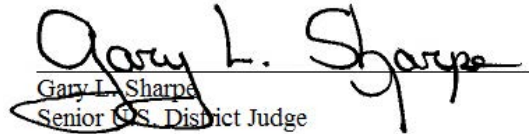
Upon the Tenth Motion of William J. Brown, as Receiver, for an Order
Disallowing Unresolved Paper Claims; and notice of the Motion having been given to the
Securities and Exchange Commission, each investor listed on Exhibit A to the Motion by

first class mail, and all parties who have filed a Notice of Appearance in this action by ECF, and all creditors of the McGinn, Smith entities and other parties in interest via the Receiver's website, which notice is deemed good and sufficient notice; and the Court having deemed that sufficient cause exists; it is therefore

ORDERED, that the Motion is approved, and it is further

ORDERED, that each of the filed paper claims listed on Exhibit A to the Motion is disallowed, and the rights of the Receiver to object on any other basis to the claims of all investors or claimants is expressly preserved.

July 7, 2020
Albany, New York


Gary L. Sharpe
Senior U.S. District Judge