

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

PLEASE TAKE NOTICE that on August 24, 2020, William J. Brown, as Receiver, filed the attached McGinn, Smith & Co. Inc. - Sixty-Third 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: August 24, 2020

PHILLIPS LYTTLE LLP

By /s/ Catherine N. Eisenhut
William J. Brown (Bar Roll #601330)
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Doc #01-3037018.65

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

August 24, 2020

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution*</i>
6122A	TDM Cable Trust 06 9.25% 48 Months Contract Certificates 11/15/10	\$ 15,000.00	See Amount Below
6123A	FEIN Secured Senior Notes	\$919,953.59	See Amount Below
6125D	Cruise Charter Ventures, LLC	\$0.00	See Amount Below
6126D	FIIN 10.25% Secured Junior Notes Due 12/15/2008	\$0.00	See Amount Below
6127D	Firstline Trust 07 11% Junior Contract Certificates Due 05/01/12	\$0.00	See Amount Below
6128D	TDM Luxury Cruise Trust 07 Contract Certificates 10% Due 9/1/11	\$0.00	See Amount Below
6129D	TDMM Cable Sr. Trust 09 9%	\$0.00	See Amount Below
6130D	FEIN Secured Senior Notes	\$0.00	See Amount Below
6131D	McGinn, Smith Firstline Funding, LLC	\$0.00	See Amount Below
6132D	FEIN 10.25% Secured Junior Notes Due 01/30/2009	\$0.00	See Amount Below
6133D	Pacific Trust	\$0.00	See Amount Below
6134D	TDM Cable Trust 06 9.25% 48 Months Contract Certificates 11/15/10	\$0.00	See Amount Below
6135D	TAIN Secured Senior Notes	\$0.00	See Amount Below
6136D	TDMM Benchmark Trust 09 08%	\$0.00	(\$289,586.19)

Doc #9083170.2

* 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.