

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 REVISED TWENTY-FIRST AND FINAL
PAYMENT SCHEDULE OF SECOND INVESTOR DISTRIBUTION**

PLEASE TAKE NOTICE that on April 30, 2021, William J. Brown, as Receiver, filed the attached McGinn, Smith & Co. Inc. - REVISED Twenty-First and Final Payment Schedule of Second Investor Distribution, pursuant to the Approved Plan of Distribution of Estate Assets.

The attached Payment Schedule reports the claim numbers and amount to be paid as a second 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: May 11, 2021

PHILLIPS LYTTLE LLP

By /s/ William J. Brown

William J. Brown (Bar Roll #601330)

Catherine N. Eisenhut (Bar Roll #520849)

Attorneys for Receiver

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Doc #9154014.23

McGinn Smith & Co. Inc. - REVISED Twenty-First and FINAL Schedule of SECOND Investor Distributions**May 11, 2021**

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of Second Distribution</i>
4755A	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 15,000.00	\$ 1,500.00
4756A	TDM Verifier Trust 09 10% Contract Certificates Due 12/31/11	\$ 22,559.38	\$ 2,256.00
5995A	Firstliine Trust 07 11% Junior Contract Certificates Due 05/01/12	\$ 8,977.10	\$ 898.00
5998A	Firstliine Trust 07 11% Junior Contract Certificates Due 05/01/12	\$ 8,977.10	\$ 898.00
5999A	Seton Hall Mortgage Note Holders	\$ 6,041.46	\$ 604.00
6000A	Seton Hall Mortgage Note Holders	\$ 6,904.81	\$ 690.00
6648A	McGinn, Smith Funding, LLC	\$137,052.00	\$13,705.00

Doc #9647268.4