

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 52793 / November 18, 2005

ADMINISTRATIVE PROCEEDING
File No. 3-12106

In the Matter of

**Neil D. Silver and
Robert Kenneth Davis,**

Respondents.

**ORDER INSTITUTING PUBLIC
ADMINISTRATIVE PROCEEDINGS
PURSUANT TO SECTION 15(b) OF THE
SECURITIES EXCHANGE ACT OF 1934,
MAKING FINDINGS, AND IMPOSING
REMEDIAL SANCTIONS**

I.

The Securities and Exchange Commission (“Commission”) deems it appropriate and in the public interest that public administrative proceedings be, and hereby are, instituted against Neil D. Silver (“Silver”) and Robert Kenneth Davis (“Davis”) (collectively “the Respondents”) pursuant to Section 15(b) of the Securities Exchange Act of 1934 (“Exchange Act”).

II.

In anticipation of the institution of these proceedings, Respondents Silver and Davis have submitted Offers of Settlement (“Silver Offer” and “Davis Offer”) which the Commission has determined to accept. Solely for the purpose of these proceedings and any other proceedings brought by or on behalf of the Commission, or to which the Commission is a party and without admitting or denying the findings herein, except as to the Commission’s jurisdiction over Respondents and the subject matter of these proceedings, and the findings contained in Section III.4 below, which are admitted, Respondents consent to the entry of this Order Instituting Public Administrative Proceedings Pursuant to Section 15(b) of the Securities Exchange Act of 1934, Making Findings, and Imposing Remedial Sanctions (“Order”), as set forth below.

III.

On the basis of this Order, the Silver Offer and the Davis Offer, the Commission finds that:

1. Neil D. Silver, age 39, was a resident of Aventura, Florida at all relevant times, and acted as an unregistered broker or dealer.

2. Robert Kenneth Davis, age 50, was a resident of Aventura, Florida at all relevant times, and acted as an unregistered broker or dealer.

3. Intercallnet, Inc., (“Intercallnet”) was incorporated in Florida on July 30, 1999. Intercallnet’s securities are registered with the Commission and are currently listed in the Pink Sheets. On November 29, 2002, Intercallnet’s stock was de-listed from the Over the Counter Bulletin Board, because Intercallnet was delinquent in its filings with the Commission. Intercallnet is no longer an operating entity.

4. On November 1, 2005, a final judgment was entered against Respondents, permanently enjoining them from future violations of Sections 5 and 17(a) of the Securities Act of 1933 and Sections 10(b) and 15(a) of the Securities Exchange Act of 1934 and Rule 10b-5 thereunder, in the civil action entitled SEC v. Gershon, et al, Civil Action Number 1:05-CV-02051 (RWR), in the United States District Court for the District of Columbia. Silver was ordered to pay disgorgement of \$831,971, pre-judgment interest of \$153,051.28, and a \$50,000 civil penalty. Davis was ordered to pay disgorgement of \$183,367, pre-judgment interest of \$32,839.19 and a \$50,000 civil penalty.

5. The Commission’s Complaint alleged, among other things, that, from May through October 2000, Silver and Davis were paid by Intercallnet to promote the private placement of unregistered Intercallnet securities although neither Silver nor Davis was licensed to sell securities. The Complaint alleged that Silver and Davis improperly promoted Intercallnet securities by: (a) making unsolicited telephone calls to potential investors; (b) using prepared scripts to pitch the investment; (c) misrepresenting themselves as investment bankers; (d) failing to disclose that neither had a license to sell securities; (e) failing to inform potential investors that they were paid by Intercallnet to place the securities; and (f) mailing offering memoranda and subscription agreements to potential investors which falsely stated that only officers and directors and licensed broker-dealers were promoting Intercallnet’s securities.

IV.

In view of the foregoing, the Commission deems it appropriate and in the public interest to impose the sanction agreed to in Respondent Silver's Offer and Respondent Davis' Offer.

Accordingly, it is hereby ORDERED, that Neil D. Silver and Robert Kenneth Davis are each barred from association with any broker or dealer.

Any reapplication for association by either Respondent will be subject to the applicable laws and regulations governing the reentry process, and reentry may be conditioned upon a number of factors, including, but not limited to, the satisfaction of any or all of the following: (a) any disgorgement ordered against that Respondent, whether or not the Commission has fully or partially waived payment of such disgorgement; (b) any arbitration award related to the conduct that served as the basis for the Commission order; (c) any self-regulatory organization arbitration award to a customer, whether or not related to the conduct that served as the basis for the Commission order; and (d) any restitution order by a self-regulatory organization, whether or not related to the conduct that served as the basis for the Commission order.

By the Commission.

Jonathan G. Katz
Secretary