

AMKOR TECHNOLOGY INC

Form 8-K

April 20, 2005

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**UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, DC 20549**

FORM 8-K

**CURRENT REPORT
Pursuant to Section 13 or 15(d) of the
Securities Exchange Act of 1934**

Date of Report (Date of earliest event reported)

April 14, 2005

AMKOR TECHNOLOGY, INC.

(Exact name of registrant as specified in its charter)

DELAWARE

000-29472

23-1722724

(State or Other Jurisdiction of
Incorporation)

(Commission File Number)

(IRS Employer
Identification No.)

**1345 ENTERPRISE DRIVE
WEST CHESTER, PA 19380**

(Address of Principal Executive Offices, including Zip Code)

(610) 431-9600

(Registrant's telephone number, including area code)

Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions (see General Instruction A.2. below):

- Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
 - Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
 - Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
 - Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))
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Item 1.01. Entry Into a Material Definitive Agreement.

SIGNATURES

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Item 1.01. Entry Into a Material Definitive Agreement.

On April 14, 2005 Amkor Technology, Inc. (Amkor) reached resolution with Seagate Technology LLC with respect to pending litigation involving allegedly defective epoxy mold compound. As part of a broader settlement agreement among all parties to this matter, Amkor has agreed to pay \$5.0 million in consideration of a release from all claims related to this litigation. Amkor will continue to incur legal expenses in defense of the other pending cases related to the mold compound litigation matter. These other pending cases are more fully discussed in Amkor s December 31, 2004 Form 10-K.

As a result of the settlement, Amkor will record a charge of \$5.0 million (with no associated tax benefit), or \$0.03 per share, in the Consolidated Statement of Operations for the three months ended March 31, 2005.

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

AMKOR TECHNOLOGY, INC.

By: /s/ Kenneth T. Joyce
Kenneth T. Joyce
Chief Financial Officer

Date: April 20, 2005

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CITIZENSHIP OR PLACE OF ORGANIZATION

Delaware

NUMBER OF
SHARES
BENEFICIALLY
OWNED BY
EACH
REPORTING

PERSON

WITH

5.

SOLE VOTING POWER

866,667

6.

SHARED VOTING POWER

0

7.

SOLE DISPOSITIVE POWER

866,667

8.

SHARED DISPOSITIVE POWER

0

9.

AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON

866,667

10.

CHECK IF THE AGGREGATE AMOUNT IN ROW (9) EXCLUDES CERTAIN SHARES

11.

PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (9)

31.93%

12.

TYPE OF REPORTING PERSON

HC

Item 1.

(a) Name of Issuer

KAYNE ANDERSON ENERGY TOTAL RETURN FUND, INC.

(b) Address of Issuer's Principal Executive Offices

811 Main Street, 14th Floor, Houston TX 77002

Item 2.

(a) Name of Person Filing

Voya Financial, Inc.

(b) Address of Principal Business Office or, if None, Residence

230 Park Ave.

14th Floor

New York, NY 10169

(c) Citizenship

Delaware

(d) Title of Class of Securities

Mandatory Redeemable Preferred Shares

(e) CUSIP Number

48660P2#0, 48660P3#9

Item 3. If This Statement is Filed Pursuant to Rule 13d-1(b), or 13d-2(b) or (c), Check Whether the Person Filing is a:

(a) Broker or dealer registered under Section 15 of the Act (15 U.S.C. 78o).

- (b) .. Bank as defined in Section 3(a)(6) of the Act (15 U.S.C. 78c).
- (c) .. Insurance Company as defined in Section 3(a)(19) of the Act (15 U.S.C. 78c).
- (d) .. Investment Company registered under Section 8 of the Investment Company Act of 1940 (15 U.S.C. 80a-8).
- (e) .. An investment adviser in accordance with Rule 240.13d-1(b)(1)(ii)(E);
- (f) .. An employee benefit plan or endowment fund in accordance with Rule 240.13d-1(b)(1)(ii)(F);
- (g) x A parent holding company or control person in accordance with Rule 240.13d-1(b)(1)(ii)(G);
- (h) .. A savings association as defined in Section 3(b) of the Federal Deposit Insurance Act (12 U.S.C. 1813);
- (i) .. A church plan that is excluded from the definition of an investment company under Section 3(c)(14) of the Investment Company Act of 1940 (15 U.S.C. 80a-3);
- (j) .. Group, in accordance with Rule 240.13d-1(b)(1)(ii)(J).

Item 4. Ownership.

Provide the following information regarding the aggregate number and percentage of the class of securities of the issuer identified in Item 1.

(a) Amount Beneficially Owned: 866,667

(b) Percent of Class: 31.93%

(c) Number of shares as to which such person has:

| | | |
|-------|---|---------|
| (i) | sole power to vote or to direct the vote | 866,667 |
| (ii) | shared power to vote or to direct the vote | 0 |
| (iii) | sole power to dispose or to direct the disposition of | 866,667 |
| (iv) | shared power to dispose or to direct the disposition of | 0 |

Item 5. Ownership of Five Percent or Less of Class.

If this statement is being filed to report the fact that as of the date hereof the reporting person has ceased to be the beneficial owner of more than five percent of the class of securities, check the following: "

Item 6. Ownership of More than Five Percent on Behalf of Another Person.

This Schedule 13G is filed by Voya Financial, Inc., the ultimate corporate parent of the subsidiary entities listed on Exhibit A. Each such entity may be deemed to beneficially own the securities to which this Schedule 13G applies.

Item 7. Identification and Classification of the Subsidiary Which Acquired the Security Being Reported on by the Parent Holding Company.

Voya Financial, Inc. is filing this Schedule 13G pursuant to Rule 13d-1(b)(1)(ii)(G) as the ultimate parent corporation of its wholly owned subsidiaries listed on Exhibit A hereto.

Item 8. Identification and Classification of Members of the Group.

Not Applicable.

Item 9. Notice of Dissolution of Group.

Not Applicable

Item 10. Certification.

By signing below I certify that, to the best of my knowledge and belief, the securities referred to above were acquired and are held in the ordinary course of business and were not acquired and are not held for the purpose of or with the effect of changing or influencing the control of the issuer of the securities and were not acquired and are not held in connection with or as a participant in any transaction having that purpose or effect.

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SIGNATURE

After reasonable inquiry and to the best of my knowledge and belief, I certify that the information set forth in this statement is true, complete and correct.

By: /s/ Trevor Ogle
Date: February 16, 2016
Name: Trevor Ogle
Title: SVP & Deputy General Counsel

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