Voya Financial, Inc. Form 4 August 08, 2018

## FORM 4

### UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549

**OMB APPROVAL OMB** 

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Check this box if no longer subject to Section 16. Form 4 or

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF **SECURITIES** 

Form 5 Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, obligations Section 17(a) of the Public Utility Holding Company Act of 1935 or Section may continue. 30(h) of the Investment Company Act of 1940 See Instruction

1(b).

(Print or Type Responses)

1. Name and Address of Reporting Person \*

Voya Financial, Inc.

(First)

(Middle)

230 PARK AVENUE

(Last)

**Shares** 

(Street)

2. Issuer Name and Ticker or Trading Symbol

Kayne Anderson Energy Total Return Fund, Inc. [KYE]

3. Date of Earliest Transaction

(Month/Day/Year) 12/08/2017

4. If Amendment, Date Original Filed(Month/Day/Year)

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

Director \_X\_\_ 10% Owner \_\_ Other (specify Officer (give title below)

6. Individual or Joint/Group Filing(Check Applicable Line)

Form filed by One Reporting Person \_X\_ Form filed by More than One Reporting

Person

NEW YORK, NY 10169

| (City)   | (State) (Z                           | ip) Table   | I - Non-De   | rivative Sec | urities  | s Acquire  | d, Disposed of, o   | or Beneficiall | y Owned          |
|--|--------------------------------------|---|--|--------------|--|--|---|----------------|------------------|
| 1.Title of<br>Security<br>(Instr. 3)             | 2. Transaction Date (Month/Day/Year) | 2A. Deemed<br>Execution Date, if<br>any<br>(Month/Day/Year) | 3. 4. Securities Acquired (A) Transactiomr Disposed of (D) Code (Instr. 3, 4 and 5) (Instr. 8) |              | 5. Amount of<br>Securities<br>Beneficially<br>Owned<br>Following<br>Reported<br>Transaction(s) | 6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | 7. Nature of<br>Indirect<br>Beneficial<br>Ownership<br>(Instr. 4) |                |                  |
| Series B   |                                      |   | Code V   | Amount       | or<br>(D)  | Price  | (Instr. 3 and 4)  |                |                  |
| Mandatory<br>Redeemable<br>Preferred<br>Shares   | 12/08/2017                           |   | J <u>(1)</u>   | 200,000      | D  | \$<br>25.02  | 0   | I (2)          | By<br>Subsidiary |
| Series C<br>Mandatory<br>Redeemable<br>Preferred | 08/06/2018                           |   | J <u>(3)</u>   | 800,000      | D<br>(3)   | \$ 25  | 0   | I (2)          | By<br>Subsidiary |

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

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SEC 1474 (9-02)

> 9. Nu Deriv Secur Bene Own Follo Repo Trans (Instr

Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)

| 1. Title of | 2.          | 3. Transaction Date | 3A. Deemed         | 4.        | 5.      |          | 6. Date Exer        | cisable and        | 7. Tit | le and     | 8. Price of |
|-------------|-------------|---------------------|--------------------|-----------|---------|----------|---------------------|--------------------|--------|------------|-------------|
| Derivative  | Conversion  | (Month/Day/Year)    | Execution Date, if | Transac   | ctionNu | mber     | Expiration D        | ate                | Amo    | unt of     | Derivative  |
| Security    | or Exercise |                     | any                | Code      | of      |          | (Month/Day/         | Year)              | Unde   | rlying     | Security    |
| (Instr. 3)  | Price of    |                     | (Month/Day/Year)   | (Instr. 8 | 3) De   | rivativ  | e                   |                    | Secui  | rities     | (Instr. 5)  |
|             | Derivative  |                     |                    |           | Sec     | curities |                     |                    | (Instr | . 3 and 4) |             |
|             | Security    |                     |                    |           | Ac      | quired   |                     |                    |        |            |             |
|             |             |                     |                    |           | (A)     | or       |                     |                    |        |            |             |
|             |             |                     |                    |           |         | posed    |                     |                    |        |            |             |
|             |             |                     |                    |           | of (    | (D)      |                     |                    |        |            |             |
|             |             |                     |                    |           | (In     | str. 3,  |                     |                    |        |            |             |
|             |             |                     |                    |           | 4, a    | and 5)   |                     |                    |        |            |             |
|             |             |                     |                    |           |         |          |                     |                    |        | Amount     |             |
|             |             |                     |                    |           |         |          | Date<br>Exercisable | Expiration<br>Date | Title  | or         |             |
|             |             |                     |                    |           |         |          | LACICISMOIC Date    | Date               |        | of         |             |
|             |             |                     |                    | Code      | V (A)   | (D)      |                     |                    |        | Shares     |             |

# **Reporting Owners**

| Reporting Owner Name / Address  |          | Relationships |         |       |  |  |  |
|---|----------|---------------|---------|-------|--|--|--|
|   | Director | 10% Owner     | Officer | Other |  |  |  |
| Voya Financial, Inc.<br>230 PARK AVENUE<br>NEW YORK, NY 10169                 |          | X             |         |       |  |  |  |
| Voya Holdings, Inc.<br>ONE ORANGE WAY<br>WINDSOR, CT 06095                    |          | X             |         |       |  |  |  |
| VOYA RETIREMENT INSURANCE & ANNUITY Co<br>ONE ORANGE WAY<br>WINDSOR, CT 06095 |          | X             |         |       |  |  |  |

## **Signatures**

| /s/ Jean Weng, SVP & Corporate Secretary, Voya Financial, Inc.                          |      |  |  |  |  |
|---|------|--|--|--|--|
| **Signature of Reporting Person   | Date |  |  |  |  |
| /s/ Jean Weng, SVP & Assistant Secretary, Voya Holdings Inc.                            |      |  |  |  |  |
| **Signature of Reporting Person   | Date |  |  |  |  |
| /s/ Jean Weng, SVP & Assistant Secretary, Voya Retirement Insurance and Annuity Company |      |  |  |  |  |
| **Signature of Reporting Person   | Date |  |  |  |  |

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## **Explanation of Responses:**

- \* If the form is filed by more than one reporting person, see Instruction 4(b)(v).
- \*\* Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).
- (1) On December 8, 2017, the Issuer redeemed \$30,000,000 of its Series B Mandatory Redeemable Preferred Shares.
  - Most of the securities reported herein were directly beneficially owned by Voya Retirement Insurance and Annuity Company, Security Life of Denver Insurance Company, ReliaStar Life Insurance Company and ReliaStar Life Insurance Company of New York, each a direct or indirect subsidiary of Voya Financial, Inc. and/or Voya Holdings Inc. With respect to the remainder of the securities reported
- (2) herein, Voya Investment Management, LLC, a subsidiary of Voya Holdings Inc., in its capacity as investment adviser to a third-party owner of such securities, has been delegated certain voting rights pursuant to an investment management contract with such third party, making Voya Investment Management, LLC a beneficial owner of such securities solely for regulatory reporting purposes. Voya Holdings Inc. is a direct subsidiary of Voya Financial, Inc. Voya Financial, Inc. is the indirect beneficial owner of the securities reported herein.
  - The Securities reported herein are being terminated and reissued in connection with the Merger of KYE into Kayne Anderson
- (3) Midstream/Energy Fund, Inc. on August 6, 2018. A separate Form 4 will be filed reporting ownership of the securities reissued under that Issuer.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure. Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.