Edgar Filing: SILICONWARE PRECISION INDUSTRIES CO LTD - Form SC TO-T/A
SILICONWARE PRECISION INDUSTRIES CO LTD Form SC TO-T/A
February 26, 2016
UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549
SCHEDULE TO
(RULE 14d-100)
(ROLE 14d-100)
Tender Offer Statement
under Section 14(d)(1) or 13(e)(1) of the Securities Exchange Act of 1934
(Amendment No. 9)
SILICONWARE PRECISION INDUSTRIES CO., LTD.
(Name of Subject Company (Issuer))
ADVANCED SEMICONDUCTOR ENGINEERING, INC.
(Offeror)
(Names of Filing Persons (identifying status as offeror, issuer and other persons))

American Depositary Shares, Each Representing Five Common Shares, Par Value NT\$10.00 Per Common Share Common Shares Held by U.S. Holders

(Title of Class of Securities)

827084864 (American Depositary Shares) (CUSIP Number of Class of Securities)

TW0002325008 (Common Shares) (ISIN Number of Class of Securities)

Joseph Tung Room 1901, No. 433, Section 1 Keelung Rd. Taipei, Taiwan, 110 Republic of China Tel: +886 2-6636-5678

(Name, Address and Telephone Number of Person Authorized to Receive Notices

and Communications on Behalf of Filing Persons)

# Copies to:

George R. Bason, Jr. Davis Polk & Wardwell LLP 450 Lexington Avenue New York, New York 10017 Telephone: +1 (212) 450-4000

o Check the box if the filing relates solely to preliminary communications made before the commencement of a tender offer.

Check the appropriate boxes below to designate any transactions to which the statement relates:

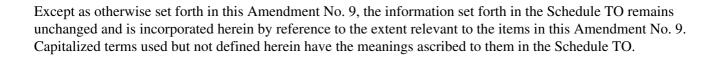
- x third-party tender offer subject to Rule 14d-1.
- o issuer tender offer subject to Rule 13e-4.
- x going-private transaction subject to Rule 13e-3.
- o amendment to Schedule 13D under Rule 13d-2.

Check the following box if the filing is a final amendment reporting the results of the tender offer o

Check the appropriate boxes below to designate any transactions to which the statement relates:

- o Rule 13e-4(i) (Cross-Border Issuer Tender Offer)
- x Rule 14d–1(d) (Cross–Border Third–Party Tender Offer)

This Amendment No. 9 ("Amendment No. 9") amends and supplements the Tender Offer Statement filed under cover of Schedule TO on December 29, 2015 (as previously amended and together with any subsequent amendments and supplements thereto, the "Schedule TO") by Advanced Semiconductor Engineering, Inc., a company incorporated and existing under the laws of the Republic of China ("Purchaser"). The Schedule TO relates to the offer by Purchaser to purchase up to 770,000,000 Common Shares, including those represented by ADSs, which represents approximately 24.71% of the issued and outstanding share capital of Siliconware Precision Industries Co., Ltd., a company limited by shares under the Company Law of the Republic of China ("SPIL"), through concurrent tender offers in the United States and the Republic of China and upon the terms set forth in the U.S. Offer to Purchase, dated December 29, 2015, and in the related ADS Letter of Transmittal and Common Share Form of Acceptance.



The items of the Schedule TO set forth below are hereby amended and supplemented as follows:

Item 12. Exhibits.

Item 12 of the Schedule TO is hereby amended and supplemented by adding the following exhibits:

(a)(16) Republic of China newspaper advertisement dated February 26, 2016.

#### **SIGNATURES**

After due inquiry and to the best knowledge and belief of the undersigned, the undersigned certifies that the information set forth in this statement is true, complete and correct.

Date: February 26, 2016

ADVANCED SEMICONDUCTOR ENGINEERING, INC.

By:/s/ Joseph Tung Name: Joseph Tung

Title: Chief Financial Officer

# **EXHIBIT INDEX**

Item 12. Exhibits

Exhibit No. Description

(a)(16) Republic of China newspaper advertisement dated February 26, 2016.