

DAVITA INC
Form 4
May 10, 2007

FORM 4

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

OMB APPROVAL

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STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, Section 17(a) of the Public Utility Holding Company Act of 1935 or Section 30(h) of the Investment Company Act of 1940

(Print or Type Responses)

1. Name and Address of Reporting Person *
MCALLISTER CHARLES J

(Last) (First) (Middle)
601 HAWAII ST.

(Street)
EL SEGUNDO, CA 90245

(City) (State) (Zip)

2. Issuer Name and Ticker or Trading Symbol
DAVITA INC [DVA]

3. Date of Earliest Transaction (Month/Day/Year)
05/09/2007

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

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

____ Director _____ 10% Owner
 Officer (give title below) _____ Other (specify below)
Chief Medical Officer

6. Individual or Joint/Group Filing (Check Applicable Line)
 Form filed by One Reporting Person
____ Form filed by More than One Reporting Person

Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

1. Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	3. Transaction Code (Instr. 8)	4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5)	5. Amount of Securities Beneficially Owned Following Reported Transaction(s) (Instr. 3 and 4)	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	7. Nature of Indirect Beneficial Ownership (Instr. 4)
			Code	V	Amount	(A) or (D)	Price
Common Stock	05/08/2007		M		3,750	A	\$ 13.7333
Common Stock	05/08/2007		S		100	D	\$ 55.08
Common Stock	05/08/2007		S		600	D	\$ 55.05
Common Stock	05/08/2007		S		3,050	D	\$ 55.04
Common Stock	05/08/2007		M		10,000	A	\$ 28.01
							10,999

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Common Stock	05/08/2007	S	400	D	\$ 55.24	10,599	D
Common Stock	05/08/2007	S	100	D	\$ 55.23	10,499	D
Common Stock	05/08/2007	S	200	D	\$ 55.22	10,299	D
Common Stock	05/08/2007	S	300	D	\$ 55.2	9,999	D
Common Stock	05/08/2007	S	400	D	\$ 55.19	9,599	D
Common Stock	05/08/2007	S	1,000	D	\$ 55.18	8,599	D
Common Stock	05/08/2007	S	2,700	D	\$ 55.15	5,899	D
Common Stock	05/08/2007	S	100	D	\$ 55.13	5,799	D
Common Stock	05/08/2007	S	700	D	\$ 55.12	5,099	D
Common Stock	05/08/2007	S	300	D	\$ 55.11	4,799	D
Common Stock	05/08/2007	S	1,500	D	\$ 55.1	3,299	D
Common Stock	05/08/2007	S	500	D	\$ 55.09	2,799	D
Common Stock	05/08/2007	S	400	D	\$ 55.08	2,399	D
Common Stock	05/08/2007	S	1,400	D	\$ 55.05	999	D

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

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(9-02)

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

1. Title of Derivative Security (Instr. 3)	2. Conversion or Exercise Price of Derivative Security	3. Transaction Date (Month/Day/Year)	3A. Deemed Execution Date, if any (Month/Day/Year)	4. Transaction Code (Instr. 8)	5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4,	6. Date Exercisable and Expiration Date (Month/Day/Year)	7. Title and Amount of Underlying Securities (Instr. 3 and 4)
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and 5)

	Code	V	(A)	(D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares		
Stock Option (Right to Buy)			\$ 13.7333	05/08/2007	M	3,750	04/04/2004 ⁽¹⁾	04/04/2008	Common Stock	3,750
Stock Option (Right to Buy)			\$ 28.01	05/08/2007	M	10,000	08/12/2005 ⁽²⁾	08/12/2009	Common Stock	10,000

Reporting Owners

Reporting Owner Name / Address

Relationships

Director 10% Owner Officer Other

MCALLISTER CHARLES J
601 HAWAII ST.
EL SEGUNDO, CA 90245

Chief Medical Officer

Signatures

/s/ Corinna B. Polk
Attorney-in-Fact

05/10/2007

**Signature of Reporting Person

Date

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) Non-qualified stock options granted pursuant to the 2002 Equity Compensation Plan, which vest 25% on the first 4 anniversaries of the grant date.
- (2) Non-qualified stock options granted pursuant to the 2002 Equity Compensation Plan, which vest 25% on the first anniversary of the grant date, 8.33% on the 20th month following the grant date, and 8.33% every 4 months thereafter.

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.