MELLO JOSEPH C

Form 4 May 07, 2008

FORM 4

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

OMB Number:

Check this box if no longer subject to Section 16. Form 4 or Form 5

obligations

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

may continue. See Instruction

1(b).

(Last)

601 HAWAII ST.

(Print or Type Responses)

1. Name and Address of Reporting Person * 2. Issuer Name and Ticker or Trading MELLO JOSEPH C Issuer Symbol

DAVITA INC [DVA]

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

05/05/2008

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

5. Relationship of Reporting Person(s) to

OMB APPROVAL

Estimated average

burden hours per

Expires:

response...

3235-0287

January 31,

2005

0.5

(Check all applicable)

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

below) Chief Operating Officer

6. Individual or Joint/Group Filing(Check

Applicable Line)

X Form filed by One Reporting Person Form filed by More than One Reporting

Person

EL	s S	EG	ľUľ	ND	O,	CA	90)245
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(First)

(Middle)

(City)	(State)	(Zip) Tab	ole I - Non-	-Derivative	Secu	rities Acquir	red, Disposed of,	or Beneficiall	y Owned
1.Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	tion Date 2A. Deemed ty/Year) Execution Date, if any (Month/Day/Year)		omr Dispos (Instr. 3,	. Securities Acquired (A) r Disposed of (D) Instr. 3, 4 and 5) (A) or		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)
Common Stock	05/05/2008		Code V S	Amount 600	(D)	Price \$ 53.29	36,048	D	
Common Stock	05/05/2008		S	100	D	\$ 53.28	35,948	D	
Common Stock	05/05/2008		S	927	D	\$ 53.27	35,021	D	
Common Stock	05/05/2008		S	3,725	D	\$ 53.26	31,296	D	
Common Stock	05/05/2008		S	200	D	\$ 53.255	31,096	D	

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Common Stock	05/05/2008	S	10,008	D	\$ 53.25	21,088	D
Common Stock	05/05/2008	S	1,400	D	\$ 53.24	19,688	D
Common Stock	05/05/2008	S	100	D	\$ 53.23	19,588	D
Common Stock	05/05/2008	S	1,900	D	\$ 53.22	17,688	D
Common Stock	05/05/2008	S	1,400	D	\$ 53.21	16,288	D
Common Stock	05/05/2008	S	100	D	\$ 53.2025	16,188	D
Common Stock	05/05/2008	S	5,300	D	\$ 53.2	10,888	D
Common Stock	05/05/2008	S	500	D	\$ 53.19	10,388	D
Common Stock	05/05/2008	S	2,400	D	\$ 53.18	7,988	D
Common Stock	05/05/2008	S	200	D	\$ 53.175	7,788	D
Common Stock	05/05/2008	S	3,000	D	\$ 53.17	4,788	D
Common Stock	05/05/2008	S	100	D	\$ 53.16	4,688	D

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

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SEC 1474 (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. Transactic Code (Instr. 8)	5. orNumber of Derivative Securities Acquired (A) or Disposed of (D)	;	7. Title and Amount of Underlying Securities (Instr. 3 and 4)	8. Price of Derivative Security (Instr. 5)	9. Nu Deriv Secur Bene Own Follo Repo Trans (Instr
					of (D) (Instr. 3, 4, and 5)				(Instr
				Code V	(A) (D)		Title		

Date Expiration Exercisable Date

Amount or Number of Shares

Reporting Owners

Reporting Owner Name / Address Relationships

Director 10% Owner Officer Other

MELLO JOSEPH C 601 HAWAII ST. EL SEGUNDO, CA 90245

Chief Operating Officer

Signatures

/s/ Corinna B. Polk Attorney-in-Fact 05/07/2008

**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).

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.

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