DAVITA INC Form 4 August 11, 2008

FORM 4

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

OMB APPROVAL OMB

Number:

3235-0287

Expires:

January 31, 2005

0.5

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

obligations

may continue.

See Instruction

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

SECURITIES

30(h) of the Investment Company Act of 1940

1(b).

(Print or Type Responses)

1. Name and Address of Reporting Person * Schohl Joseph			2. Issuer Name and Ticker or Trading Symbol DAVITA INC [DVA]	5. Relationship of Reporting Person(s) to Issuer		
(Last)	(First)	(Middle)	3. Date of Earliest Transaction	(Check all applicable)		
601 HAWAH	CEDEFE		(Month/Day/Year)	Director 10% Owner X Officer (give title Other (specify		
601 HAWAII STREET			08/07/2008	below) below)		
				VP, Gen. Counsel & Secretary		
(Street)			4. If Amendment, Date Original	6. Individual or Joint/Group Filing(Check		
			Filed(Month/Day/Year)	Applicable Line) _X_ Form filed by One Reporting Person		
EL SEGUNDO, CA 90245				Form filed by More than One Reporting Person		

(City)	(State)	(Zip) Tab	ole I - Non-	Derivative	Secu	rities Acquii	red, Disposed of,	or Beneficiall	y Owned
1.Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	eemed 3. 4. Securities Acquired (A) ion Date, if Transactior Disposed of (D) Code (Instr. 3, 4 and 5)			5. Amount of Securities Beneficially Owned Following Reported Transaction(s)	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	7. Nature of Indirect Beneficial Ownership (Instr. 4)	
			Code V	Amount	or (D)	Price	(Instr. 3 and 4)	,	
Common Stock	08/07/2008		M	10,416	A	\$ 49.7	14,583	D	
Common Stock	08/07/2008		F	8,749	D	\$ 59.17	5,834	D	
Common Stock	08/07/2008		S	1,667	D	\$ 58.8277 (1)	4,167	D	
Common Stock	08/07/2008		M	12,000	A	\$ 33	16,167	D	
Common Stock	08/07/2008		S	12,000	D	\$ 58.8277	4,167	D	

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					<u>(1)</u>		
Common Stock	08/07/2008	M	6,666	A	\$ 46	10,833	D
Common Stock	08/07/2008	S	6,666	D	\$ 58.8277 (1)	4,167	D
Common Stock	08/08/2008	M	10,000	A	\$ 46	14,167	D
Common Stock	08/08/2008	S	10,000	D	\$ 58.4777 (2)	4,167	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. Transactio Code (Instr. 8)	5. Number of orDerivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	Expiration Date (Month/Day/Year)		7. Title and Amo Underlying Secu (Instr. 3 and 4)	
				Code V	(A) (D)	Date Exercisable	Expiration Date	Title	An or Nu of
Stock Appreciation Right	\$ 49.7	08/07/2008		M	10,416	07/01/2007(3)	07/01/2011	Common Stock	10
Stock Option (Right to Buy)	\$ 33	08/07/2008		M	12,000	11/18/2005(4)	11/18/2009	Common Stock	1:
Stock Option (Right to Buy)	\$ 46	08/07/2008		M	6,666	03/30/2007(4)	09/22/2010	Common Stock	6
Stock Option (Right to Buy)	\$ 46	08/08/2008		M	10,000	03/30/2007(4)	09/22/2010	Common Stock	1

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Reporting Owners

Reporting Owner Name / Address Relationships

Director 10% Owner Officer Other

Schohl Joseph

601 HAWAII STREET VP, Gen. Counsel & Secretary EL SEGUNDO, CA 90245

Signatures

/s/ Corinna B. Polk Attorney-in-Fact 08/11/2008

**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).
- (1) The range of prices for the sale of these shares was \$58.75 to \$58.98. The filer undertakes to provide the staff, the issuer, or a security holder full information regarding the number of shares sold at each separate price.
- (2) The range of prices for the sale of these shares was \$58.30 to \$58.75. The filer undertakes to provide the staff, the issuer, or a security holder full information regarding the number fo shares sold at each separate price.
- (3) Stock Appreciation Rights, pursuant to the 2002 Equity Compensation Plan, which vests 50% on 3/30/07, and 8.33% every 4 months thereafter.
- (4) Non-qualified stock options, pursuant to the 2002 Equity Compensation Plan, which vests 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.

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