

DAVITA INC  
Form 4  
May 10, 2007

**FORM 4**

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

OMB APPROVAL

OMB Number: 3235-0287  
Expires: January 31, 2005  
Estimated average burden hours per response... 0.5

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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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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. 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 <sup>(1)</sup>	04/04/2008	Common Stock	3,750
Stock Option (Right to Buy)		\$ 28.01		05/08/2007	M	10,000	08/12/2005 <sup>(2)</sup>	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  
Date: 05/10/2007

\*\*Signature of Reporting Person

## 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.