DAVITA INC
Form 4
August 11, 2008

FORM 4

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

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

OMB APPROVAL

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Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. *See* Instruction 1(b).

(Print or Type Responses)

1. Name and Address of Reporting Person *
Schohl Joseph

(Last) (First) (Middle)

601 HAWAII STREET

(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)
08/07/2008

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

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

_____ Director _____ 10% Owner
__X__ Officer (give title below) _____ Other (specify below)
VP, Gen. Counsel & Secretary

6. Individual or Joint/Group Filing(Check Applicable Line)
_X_ 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	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	

						(1)		
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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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, and 5)		6. Date Exercisable and Expiration Date (Month/Day/Year)		7. Title and Amo Underlying Secu (Instr. 3 and 4)	
				Code	V	(A)	(D)	Date Exercisable	Expiration Date	Title	Ar or Nu of
Stock Appreciation Right	$ 49.7	08/07/2008		M			10,416	07/01/2007(3)	07/01/2011	Common Stock	1
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

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
Schohl Joseph 601 HAWAII STREET EL SEGUNDO, CA 90245			VP, Gen. Counsel & Secretary	

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.
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