

DAVITA INC  
Form 4  
August 04, 2005

**FORM 4**

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

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).

**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 \*  
ROPER WILLIAM L

(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)  
08/02/2005

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)

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 Ownership (Instr. 4)
				Code	V Amount (A) or (D) Price			
Common Stock	08/02/2005		M		5,625 A \$ 12.1	13,049	D	
Common Stock	08/02/2005		S		5,625 D \$ 48	7,424	D	
Common Stock	08/02/2005		M		5,001 A \$ 16.8133	12,425	D	
Common Stock	08/02/2005		S		5,001 D \$ 48	7,424	D	
Common Stock	08/02/2005		M		21,999 A \$ 15.9133	29,423	D	
Common Stock	08/02/2005		S		21,999 D \$ 48	7,424	D	

Common  
Stock

Common Stock 08/02/2005 M 8,001 A \$ 30.66 15,425 D

Common Stock 08/02/2005 S 8,001 D \$ 48 7,424 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, and 5)	6. Date Exercisable and Expiration Date (Month/Day/Year)	7. Title and Amount of Underlying Securities (Instr. 3 and 4)	Amount or Number of Shares	
				Code	V (A) (D)	Date Exercisable	Expiration Date	Title	
Stock Options (Right to Buy)	\$ 12.1	08/02/2005		M	5,625	05/22/2002 <sup>(1)</sup>	05/22/2006	Common Stock	5,625
Stock Options (Right to Buy)	\$ 16.8133	08/02/2005		M	5,001	04/11/2003 <sup>(2)</sup>	04/11/2007	Common Stock	5,001
Stock Options (Right to Buy)	\$ 15.9133	08/02/2005		M	21,999	05/21/2004 <sup>(3)</sup>	05/21/2008	Common Stock	21,999
Stock Options (Right to Buy)	\$ 30.66	08/02/2005		M	8,001	05/24/2005 <sup>(4)</sup>	05/24/2009	Common Stock	8,001

## Reporting Owners

Reporting Owner Name / Address

Relationships

Reporting Owners

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Director 10% Owner Officer Other

ROPER WILLIAM L  
601 HAWAII ST.  
EL SEGUNDO, CA 90245

X

## Signatures

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

08/03/2005

\_\*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 which vested according to the following schedule: 5,625 on 05/22/02; 5,625 on 05/22/03; 5,625 on 05/22/04; and 5,625 on 05/22/05.
- (2) Non-Qualified stock options which vested according to the following schedule: 10,999 on 4/11/03; 11,000 on 4/11/04; and 5,001 on 4/11/05.
- (3) Non-Qualified stock options which vest according to the following schedule: 10,999 on 5/21/04; 11,000 on 5/21/05; and 5,001 on 5/21/06.
- (4) Non-Qualified stock options which vest according to the following schedule: 8,001 on 5/24/05; 7,999 on 5/24/06; and 2,000 on 5/24/07.

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.