

DAVITA INC  
Form 8-K  
October 26, 2004

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**UNITED STATES**  
**SECURITIES AND EXCHANGE COMMISSION**

Washington, D.C. 20549

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**Form 8-K**

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**CURRENT REPORT**

**Pursuant to Section 13 or 15(d) of the**  
**Securities Exchange Act of 1934**

**Date of Report (date of earliest event reported): October 26, 2004**

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**DAVITA INC.**

(Exact name of registrant as specified in its charter)

**Delaware**  
(State or other jurisdiction  
of incorporation)

**1-4034**  
(Commission File Number)

**No. 51-0354549**  
(IRS Employer  
Identification No.)

**601 Hawaii Street**  
**El Segundo, California 90245**

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(Address of principal executive offices including Zip Code)

(310) 536-2400

(Registrant's telephone number, including area code)

Not applicable

(Former name or former address, if changed since last report)

Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions:

- ☐ Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
  - ☐ Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
  - ☐ Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
  - ☐ Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))
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**INFORMATION TO BE INCLUDED IN THE REPORT**

**Item 8.01. Other Events.**

Attached hereto as Exhibit 99.1 is a press release issued on October 26, 2004 announcing the receipt by DaVita Inc. of a subpoena from the U.S. Department of Justice, Eastern District of New York.

**Item 9.01. Financial Statements and Exhibits.**

(c) Exhibits.

| <b>Exhibit<br/>Number</b> |  |
|---------------------------|--|
|---------------------------|--|

|      |                                                       |
|------|-------------------------------------------------------|
| 99.1 | Press Release of DaVita Inc., dated October 26, 2004. |
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**SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

DAVITA INC.

Date: October 26, 2004

/s/ LORI S. RICHARDSON-PELLICCIONI

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**Lori S. Richardson-Pelliccioni**

**Interim General Counsel and Secretary**

**EXHIBIT INDEX**

| <b>Exhibit<br/>Number</b> | <b>Description</b>                                    |
|---------------------------|-------------------------------------------------------|
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