

Rodriguez Javier  
Form 3  
October 19, 2007

**FORM 3 UNITED STATES SECURITIES AND EXCHANGE COMMISSION**  
Washington, D.C. 20549

OMB APPROVAL

OMB Number: 3235-0104  
Expires: January 31, 2005  
Estimated average burden hours per response... 0.5

**INITIAL STATEMENT OF 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 *			2. Date of Event Requiring Statement	3. Issuer Name <b>and</b> Ticker or Trading Symbol	
Â Rodriguez Javier			(Month/Day/Year)	DAVITA INC [DVA]	
(Last)	(First)	(Middle)	10/11/2007	4. Relationship of Reporting Person(s) to Issuer	5. If Amendment, Date Original Filed(Month/Day/Year)
601 HAWAII STREET				(Check all applicable)	
(Street)				<input type="checkbox"/> Director <input type="checkbox"/> 10% Owner	6. Individual or Joint/Group Filing(Check Applicable Line)
EL SEGUNDO,Â WAÂ 90245				<input checked="" type="checkbox"/> Officer <input type="checkbox"/> Other	<input checked="" type="checkbox"/> Form filed by One Reporting Person
(City)	(State)	(Zip)		(give title below) (specify below)	<input type="checkbox"/> Form filed by More than One Reporting Person
				Senior Vice President	

**Table I - Non-Derivative Securities Beneficially Owned**

1. Title of Security (Instr. 4)	2. Amount of Securities Beneficially Owned (Instr. 4)	3. Ownership Form: Direct (D) or Indirect (I) (Instr. 5)	4. Nature of Indirect Beneficial Ownership (Instr. 5)
Common Stock	1,500 <sup>(1)</sup>	D	Â
Common Stock	15,000 <sup>(2)</sup>	D	Â
Common Stock	5,880	D	Â

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly. SEC 1473 (7-02)

**Persons who respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB control number.**

**Table II - Derivative Securities Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)**

1. Title of Derivative Security (Instr. 4)	2. Date Exercisable and Expiration Date (Month/Day/Year)	3. Title and Amount of Securities Underlying Derivative Security	4. Conversion or Exercise	5. Ownership Form of	6. Nature of Indirect Beneficial Ownership
--	--	--	---------------------------	----------------------	--

### Edgar Filing: Rodriguez Javier - Form 3

	Date Exercisable	Expiration Date	(Instr. 4) Title	Amount or Number of Shares	Price of Derivative Security	Derivative Security: Direct (D) or Indirect (I) (Instr. 5)	(Instr. 5)
Stock Options (Right to Buy)	04/04/2004 <sup>(3)</sup>	04/04/2008	Common Stock	12,750	\$ 13.7333	D	Â
Stock Options (Right to Buy)	08/12/2005 <sup>(4)</sup>	08/12/2009	Common Stock	60,000	\$ 28.01	D	Â
Stock Options (Right to Buy)	09/28/2005 <sup>(5)</sup>	09/28/2009	Common Stock	30,000	\$ 31.04	D	Â
Stock Options (Right to Buy)	03/30/2007 <sup>(6)</sup>	09/22/2010	Common Stock	24,000	\$ 46	D	Â
Stock Options (Right to Buy)	12/30/2007 <sup>(7)</sup>	12/30/2010	Common Stock	22,000	\$ 50.64	D	Â
Stock Appreciation Right	07/01/2007 <sup>(8)</sup>	07/01/2011	Common Stock	200,000	\$ 49.7	D	Â
Stock Appreciation Right	03/14/2009 <sup>(9)</sup>	03/14/2012	Common Stock	60,000	\$ 52.12	D	Â
Stock Appreciation Right	03/14/2010 <sup>(10)</sup>	03/14/2012	Common Stock	100,000	\$ 52.12	D	Â
Stock Appreciation Right	07/30/2008 <sup>(11)</sup>	07/30/2012	Common Stock	150,000	\$ 54.13	D	Â

## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
Rodriguez Javier 601 HAWAII STREET EL SEGUNDO, Â WAÂ 90245	Â	Â	Â Senior Vice President	Â

## Signatures

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

10/19/2007

        \*\*Signature of Reporting Person

Date

## Explanation of Responses:

- \* If the form is filed by more than one reporting person, *see* Instruction 5(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) Grant of 4,500 Restricted Stock Units on 5/28/03, of which 1,500 are now outstanding.
  - (2) Grant of 15,000 Restricted Stock Units on 7/30/07, of which 15,000 are now outstanding.
  - (3) Non-qualified stock options which vested 25% on the first four anniversaries of the grant date.

## Edgar Filing: Rodriguez Javier - Form 3

- (4) Non-qualified stock options which vested 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.
- (5) Non-qualified stock options which vested 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.
- (6) Non-qualified stock options which vested 50% on 3/30/07 and 8.33% every four months thereafter.
- (7) Non-qualified stock options which vest 50% on the 2nd anniversary of the grant date, and 25% on the 3rd and 4th anniversaries of the grant date.
- (8) Stock Appreciation Right, 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
- (9) Stock Appreciation Right, which vests 25% on the 2nd anniversary of the grant date, 12.5% on the 32nd month following the grant date, and 12.5% every 4 month thereafter.
- (10) Stock Appreciation Right, which vests 50% on the 3rd anniversary of the grant date, 12.5% on the 45th month following the grant date, then 12.5% every 3 motnhs thereafter.
- (11) Stock Appreciation Right, which vests 25% on the 1st anniversary of the grant date, 8.33% on the 20th month following the grant date, and 8.33% every 4 motnhs 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.