

HILGER JAMES K  
Form 4  
March 16, 2011

**FORM 4**

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

OMB APPROVAL

OMB Number: 3235-0287  
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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 \*  
**HILGER JAMES K**

(Last) (First) (Middle)  
**C/O DAVITA INC., 1551  
WEWATTA ST.**  
  
(Street)

**DENVER, CO 80202**

(City) (State) (Zip)

2. Issuer Name and Ticker or Trading Symbol  
**DAVITA INC [DVA]**

3. Date of Earliest Transaction  
(Month/Day/Year)  
**03/14/2011**

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 Accounting 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	(D)	Price	
Common Stock	03/14/2011		M		834	A	\$ 56.38 7,759	D
Common Stock	03/14/2011		F		575	D	\$ 81.78 7,184	D
Common Stock	03/14/2011		S		259	D	\$ 81.31 6,925	D
Common Stock	03/14/2011		M		2,500	A	\$ 52.12 9,425	D
Common Stock	03/14/2011		F		1,594	D	\$ 81.78 7,831	D

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Common Stock	03/14/2011	S	906	D	\$ 81.31	6,925	D
Common Stock	03/14/2011	M	10,000	A	\$ 52.12	16,925	D
Common Stock	03/14/2011	F	6,374	D	\$ 81.78	10,551	D
Common Stock	03/14/2011	S	3,626	D	\$ 81.3248 <u>(1)</u>	6,925	D
Common Stock	03/14/2011	M	867	A	\$ 50.37	7,792	D
Common Stock	03/14/2011	F	535	D	\$ 81.78	7,257	D
Common Stock	03/14/2011	S	332	D	\$ 81.3148 <u>(2)</u>	6,925	D
Common Stock	03/14/2011	M	1,667	A	\$ 46.26	8,592	D
Common Stock	03/14/2011	F	943	D	\$ 81.78	7,649	D
Common Stock	03/14/2011	S	724	D	\$ 81.4282 <u>(3)</u>	6,925	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 Security (Instr. 3 and 4)
Stock Appreciation	\$ 56.38	03/14/2011		M	(A) 834	Date Exercisable 10/11/2007 <sup>(4)</sup> Expiration Date 10/11/2011	Title Common Stock

Right

Stock

Appreciation Right	\$ 52.12	03/14/2011	M	2,500	03/14/2008 <sup>(4)</sup>	03/14/2012	Common Stock	2
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Stock

Appreciation Right	\$ 52.12	03/14/2011	M	10,000	03/14/2010 <sup>(5)</sup>	03/14/2012	Common Stock	1
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Stock

Appreciation Right	\$ 50.37	03/14/2011	M	867	02/28/2009 <sup>(4)</sup>	02/28/2013	Common Stock	
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Stock

Appreciation Right	\$ 46.26	03/14/2011	M	1,667	03/02/2010 <sup>(4)</sup>	03/02/2014	Common Stock	1
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## Reporting Owners

### Reporting Owner Name / Address

### Relationships

Director    10% Owner    Officer    Other

HILGER JAMES K  
C/O DAVITA INC.  
1551 WEWATTA ST.  
DENVER, CO 80202

Chief Accounting Officer

## Signatures

/s/ Kim M. Rivera  
Attorney-in-Fact

03/16/2011

\*\*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 \$81.27 - \$81.35. The filer undertakes to provide 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 \$81.31 - \$81.32. The filer undertakes to provide staff, the issuer, or a security holder full information regarding the number of shares sold at each separate price.
- (3) The range of prices for the sale of these shares was \$81.32 - \$81.48. The filer undertakes to provide staff, the issuer, or a security holder full information regarding the number of shares sold at each separate price.
- (4) Stock Appreciation Right, 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.
- (5) Stock Appreciation Right, pursuant to the 2002 Equity Compensation Plan, which vest 50% on the third anniversary of the grant date, 12.5% on the 45th month following the grant date, and 12.5% every 3 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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