

ZUMWALT LEANNE M  
Form 3  
March 09, 2009

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

OMB APPROVAL

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**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 and Ticker or Trading Symbol	
ZUMWALT LEANNE M		(Month/Day/Year)	DAVITA INC [DVA]	
(Last)	(First)	(Middle)	02/26/2009	
601 HAWAII ST.		4. Relationship of Reporting Person(s) to Issuer		5. If Amendment, Date Original Filed(Month/Day/Year)
(Street)		(Check all applicable)		6. Individual or Joint/Group Filing(Check Applicable Line)
EL SEGUNDO, CA 90245		<input type="checkbox"/> Director <input type="checkbox"/> 10% Owner <input checked="" type="checkbox"/> Officer <input type="checkbox"/> Other (give title below)    (specify below) V.P. - Investor Relations		<input checked="" type="checkbox"/> Form filed by One Reporting Person <input type="checkbox"/> Form filed by More than One Reporting Person
(City)	(State)	(Zip)		

**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	855	D	^

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 (Instr. 4)	4. Conversion or Exercise Price of Derivative Security	5. Ownership Form of Derivative Security: Direct (D) or Indirect	6. Nature of Indirect Beneficial Ownership (Instr. 5)
	Date Exercisable	Expiration Date	Title	Amount or Number of	

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				Shares		(I) (Instr. 5)	
Stock Option (Right to Buy)	08/12/2005 <sup>(1)</sup>	08/12/2009	Common Stock	24,000	\$ 28.01	D	Â
Stock Option (Right to Buy)	03/30/2007 <sup>(2)</sup>	09/22/2010	Common Stock	30,000	\$ 46	D	Â
Stock Appreciation Right	07/01/2007 <sup>(3)</sup>	07/01/2011	Common Stock	15,000	\$ 49.7	D	Â
Stock Appreciation Right	10/11/2009 <sup>(4)</sup>	10/11/2011	Common Stock	20,000	\$ 56.38	D	Â
Stock Appreciation Right	03/14/2008 <sup>(5)</sup>	03/14/2012	Common Stock	15,000	\$ 52.12	D	Â
Stock Appreciation Right	02/28/2009 <sup>(6)</sup>	02/28/2013	Common Stock	30,000	\$ 50.37	D	Â

## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
ZUMWALT LEANNE M 601 HAWAII ST. EL SEGUNDO, CA 90245	Â	Â	Â V.P. - Investor Relations	Â

## Signatures

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

03/09/2009

\_\_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) Non-qualified stock options, pursuant to the 2002 Equity Compensation Plan, which 24,000 are currently vested and exercisable.
- (2) Non-qualified stock options, pursuant to the 2002 Equity Compensation Plan, which 27,500 shares are currently vested and exercisable, and 2,500 shares will vest on 3/31/09.
- (3) Stock Appreciation Right, pursuant to the 2002 Equity Compensation Plan, which 7,500 shares are currently vested and exercisable, and 1,250 shares will vest on each of 3/1/09, 7/1/09, 11/1/09, 3/1/10, 7/1/10, and 11/1/10.
- (4) Stock Appreciation Right, pursuant to the 2002 Equity Compensation Plan, which 15,000 shares will vest on 10/11/09, and 5,000 shares on 10/11/10.
- (5) Stock Appreciation Right, pursuant to the 2002 Equity Compensation Plan, which 5,000 shares are currently vested and exercisable, and 1,250 shares will vest on each of 3/14/09, 7/14/09, 11/14/09, 3/14/10, 7/14/10, 11/14/10, 3/14/11, and 7/14/11.
- (6) Stock Appreciation Right, pursuant to the 2002 Equity Compensation Plan, which 7,500 shares will vest on 2/28/09, and 2,500 shares will vest on each of 10/31/09, 2/28/10, 6/30/10, 10/31/10, 2/28/11, 6/30/11, 10/31/11, 2/29/12, and 6/30/12.

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.