Mildenberger Laura Form 4 March 14, 2011

# FORM 4

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

**SECURITIES** 

**OMB** Number:

3235-0287

Expires:

5. Relationship of Reporting Person(s) to

Issuer

January 31, 2005

0.5

Estimated average burden hours per

**OMB APPROVAL** 

response...

if no longer subject to Section 16. Form 4 or Form 5 obligations may continue.

Check this box

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 See Instruction

2. Issuer Name and Ticker or Trading

Symbol

1(b).

(Print or Type Responses)

Mildenberger Laura

1. Name and Address of Reporting Person \*

			DAVITA INC [DVA]					(Check all applicable)			
(Last) (First) (Middle)  C/O DAVITA INC., 1551 WEWATTA STREET			3. Date of Earliest Transaction (Month/Day/Year) 03/10/2011						Director 10% Owner SVP & Chief People Officer		
DENVER,	(Street)		4. If Amendment, Date Original Filed(Month/Day/Year)					6. Individual or Joint/Group Filing(Check Applicable Line) _X_ Form filed by One Reporting Person Form filed by More than One Reporting			
(City)	(State)	(Zip)	Tabl	la I. Na	D	Namirrativa (	C	ition A any	Person	f on Donoficial	ly Owned
1.Title of Security (Instr. 3)	2. Transaction Da (Month/Day/Year	te 2A. Deer Executio any	ned	3.	etic	4. Securit on (A) or Dis (Instr. 3, 4)	ies Ac	equired l of (D)	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
Common Stock	03/10/2011			M		12,750	A	\$ 49.7	16,500	D	
Common Stock	03/10/2011			F		7,698	D	\$ 82.32	8,802	D	
Common Stock	03/10/2011			S		5,052	D	\$ 81	3,750	D	
Common Stock	03/10/2011			M		10,000	A	\$ 56.38	13,750	D	
Common Stock	03/10/2011			F		6,849	D	\$ 82.32	6,901	D	

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Common Stock	03/10/2011	S	3,151	D	\$ 81	3,750	D
Common Stock	03/10/2011	M	9,375	A	\$ 52.12	13,125	D
Common Stock	03/10/2011	F	5,936	D	\$ 82.32	7,189	D
Common Stock	03/10/2011	S	3,439	D	\$ 81	3,750	D
Common Stock	03/10/2011	M	455	A	\$ 46.26	4,205	D
Common Stock	03/10/2011	F	256	D	\$ 82.32	3,949	D
Common Stock	03/10/2011	S	199	D	\$ 81	3,750	D

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

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SEC 1474 (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. Transactic Code (Instr. 8)	5. Number of orDerivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	6. Date Exercisable and Expiration Date (Month/Day/Year)		7. Title and Ame Underlying Sect (Instr. 3 and 4)	
				Code V	(A) (D)	Date Exercisable	Expiration Date	Title	A or N of
Stock Appreciation Right	\$ 49.7	03/10/2011		M	12,750	07/01/2007(1)	07/01/2011	Common Stock	1
Stock Appreciation Right	\$ 56.38	03/10/2011		M	10,000	10/11/2009(2)	10/11/2011	Common Stock	1
Stock Appreciation Right	\$ 52.12	03/10/2011		M	9,375	03/14/2009(3)	03/14/2012	Common Stock	Ç
Stock Appreciation	\$ 46.26	03/10/2011		M	455	03/02/2010(1)	03/02/2014	Common Stock	

Right

# **Reporting Owners**

Reporting Owner Name / Address Relationships

Director 10% Owner Officer Other

Mildenberger Laura C/O DAVITA INC. 1551 WEWATTA STREET DENVER, CO 80112

SVP & Chief People Officer

# **Signatures**

/s/ Kim M. Rivera Attorney-in-Fact 03/14/2011

\*\*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) 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 until fully vested.
- (2) Stock Appreciation Right, pursuant to the 2002 Equity Compensation Plan, which vest 75% on the third anniversary of the grant date, 25% on the fourth anniversary of the grant date.
- (3) Stock Appreciation Right, pursuant to the 2002 Equity Compensation Plan, which vest 25% on the second anniversary of the grant date, 12.5% on the 32nd month following the grant date, and 12.5% every 4 months thereafter until fully vested.

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.

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