

DAVITA INC  
 Form 4  
 April 08, 2003  
 SEC Form 4

<p align="center"><b>FORM 4</b></p> <p>[ ] Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b).</p>	<p><b>UNITED STATES SECURITIES AND EXCHANGE COMMISSION</b>                  Washington, D.C. 20549</p> <p><b>STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP</b></p> <p>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</p>	<p align="center">OMB APPROVAL</p> <hr/> <p>OMB Number: 3235-0287                  Expires: January 31, 2005                  Estimated average burden hours per response. . . . . 0.5</p>	
<p>1. Name and Address of Reporting Person*  <b>Whitney, Richard K.</b></p> <p>_____</p> <p>(Last) (First)                  _____                  (Middle)</p> <p><b>21250 Hawthorne Blvd.                  Suite #800</b></p> <p>_____</p> <p>(Street)</p> <p><b>Torrance, CA 90503</b></p> <p>_____</p> <p>(City) (State)                  _____                  (Zip)</p>	<p>2. Issuer Name and Ticker or Trading Symbol</p> <p><b>DaVita Inc.                  DVA</b></p> <p>_____</p> <p>3. I.R.S. Identification Number of Reporting Person, if an entity (voluntary)</p>	<p>4. Statement for (Month/Day/Year)</p> <p><b>04/04/2003</b></p> <p>_____</p> <p>5. If Amendment, Date of Original (Month/Day/Year)</p>	<p>6. Relationship of Reporting Person(s) to Issuer                  (Check all applicable)</p> <p><input type="checkbox"/> Director <input type="checkbox"/> 10% Owner  <input checked="" type="checkbox"/> Officer (give title below) <input type="checkbox"/> Other (specify below)</p> <p>Description <b><u>Chief Financial Officer</u></b></p> <p>_____</p> <p>7. Individual or Joint/Group Filing (Check Applicable Line)</p> <p><input checked="" type="checkbox"/> Form filed by One Reporting Person  <input type="checkbox"/> Form filed by More than One Reporting Person</p>

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	A/D	Price			

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 (DE) and Expiration Date (ED) (Month/Day/Year)	7. Title and Amount of Underlying Securities (Instr. 3 and 4)	8. Price of Derivative Security (Instr.5)	9. Number of Derivative Securities Beneficially Owned Following Reporting Transaction (Instr. 5)

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				Code	V	A	D	DE	ED	Title	Amount or Number of Shares		
Stock Options (Right to Buy)	\$20.60	04/04/2003		A (1)		100,000		04/04/2004 (2)	04/04/2008	Common Stock	100,000	\$0.00	10

Explanation of Responses:

Note #1: Nonqualified stock options granted under the 2002 Equity Compensation Plan.

Note #2: The option vests at 25% per year, such that 25,000 shares shall vest on each of the following dates: 04/04/2004, 04/04/2005, 04/04/2006, and 04/04/2007.

By:

Date:

/s/ Steven J. Udicious

04/08/2003

Attorney-in-Fact

\*\* Signature of Reporting Person

SEC 1474 (9-02)

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

\* 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).

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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Class A, Nominees:

R. Brad Martin

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54,240,985

707,072

3,248,389

Frank R. Mori

54,257,224

690,833

3,248,389

J.C. Watts, Jr.

54,230,212

717,845

3,248,389

Nick White

54,238,613

709,444

Class B Nominees:

Robert C. Connor

4,010,760

Alex Dillard

4,010,760

Mike Dillard

4,010,760

William Dillard, II

4,010,760

James I. Freeman

4,010,760

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H. Lee Hastings, III

4,010,760

Drue Matheny

4,010,760

Warren A. Stephens

4,010,760

**Other Proposal**

**Number of Shares  
Voted For**

**Number of Shares  
Voted Against**

**Number of Shares  
Abstained**

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Ratification of the appointment of PricewaterhouseCoopers LLP as the independent registered public accounting firm of the Company for fiscal 2010.	61,913,352	261,789	32,065
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SIGNATURE

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.

DILLARD S, INC.

DATED: May 18, 2010

By: /s/ James I. Freeman  
Name: James I. Freeman  
Title: Senior Vice President & Chief Financial Officer