

Rodriguez Javier
Form 3
October 19, 2007

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 | |
| 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 ⁽¹⁾ | D | Â |
| Common Stock | 15,000 ⁽²⁾ | 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)

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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 |
|--|--|--|---------------------------|----------------------|--|
|--|--|--|---------------------------|----------------------|--|

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- (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.

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