DAVITA INC Form 4 April 08, 2003 SEC Form 4

## FORM 4

[ ] Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b).

## UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

## STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP

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

OMB APPROVAL

OMB Number: 3235-0287 Expires: January 31, 2005 Estimated average burden hours per response.....0.5

1. Name and Address of Reporting Person\*

Beil, Gary W.

(Last) (First)

(Middle)

(Middle 21250 Hawthorne Blvd. Suite #800

Torrance, CA 90503

(City)

(State) (Zip) 2. Issuer Name and Ticker or Trading Symbol

DaVita Inc. DVA

3. I.R.S. Identification Number of Reporting Person, if an entity (voluntary) 4. Statement for (Month/Day/Year

04/04/2003

5. If Amendment, Date of Original (Month/Day/Year) 6. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

\_ Director \_ 10% Owner X Officer (give title below) \_ Other (specify below)

Vice President and

7. Individual or Joint/Group
Filing (Check Applicable Line)

X Form filed by One Reporting PersonForm filed by More than One

Reporting Person

Description

Controller

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 h(A) or Disposed Of (D) (Instr. 3, 4, and 5)			5. Amount of Securities Beneficially Owned Following	6. Owner-ship Form: Direct (D)	7. Nature of Indirect Beneficial Ownership		
			Code	٧	Amount	A/D	Price	Transaction(s) (Instr. 3 and	(Instr.	(Instr. 4)		

				Table II		urities Acquired, Dispose s, warrants, options, con	•	wned	
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. Transactio Code (Instr.8)	5. Number of nDerivative 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. Nur Der Sec Ber Ow Foll Rep Tra (Ins

Edgar Filing: DAVITA INC - Form 4

			Code	V	A	D	DE	ED	Title	Amount or Number of Shares		
Stock Options (Right to Buy)	\$20.60	04/04/2003	A (1)		25,000		04/04/2004 (2)	04/04/2008	Common Stock	25,000	\$0.00	2!

**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 6,250 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/ Gary W. Beil

04/08/2003

\*\* Signature of Reporting Person

SEC 1474 (9-02)

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

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.

 $<sup>^{\</sup>star}$  If the form is filed by more than one reporting person, see Instruction 4(b)(v).

<sup>\*\*</sup> Intentional misstatements or omissions of facts constitute Federal Criminal Violations See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).