

Edgar Filing: DAVITA INC - Form 4

DAVITA INC  
Form 4  
March 08, 2002

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/ OMB APPROVAL /  
/-----/  
/ OMB Number: 3235-0287 /  
/ Expires: December 31, 2001 /  
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| FORM 4 | UNITED STATES SECURITIES AND EXCHANGE COMMISSION  
+-----+ WASHINGTON, D.C. 20549

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP

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

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(f) of the Investment Company Act of 1940

(Print or Type Responses)

- 
1. Name and Address of Reporting Person\*  
Whitney Richard K  
-----  
(Last) (First) (Middle)  
21250 Hawthorne Bl. # 800  
-----  
(Street)  
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/Year 02/2002  
-----
5. If Amendment, Date of Original (Month/Year)  
-----
6. Relationship of Reporting Person(s) to Issuer (Check all applicable)  
\_\_\_ Director X Officer \_\_\_ 10% Owner \_\_\_ Other  
--- (give title below) (specify below)  
Chief Financial Officer  
-----

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7. Individual or Joint/Group Filing (Check Applicable Line)  
 Form filed by One Reporting Person  
 -----  
 Form filed by More than One Reporting Person

Table I--Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

1. Title of Security (Instr. 3)	2. Transaction Date (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 at End of Month (Instr. 3 a)
			V	Amount	(A) or (D)	
Common Stock	02/04/02	/1/M		5,000	A	\$ 2.6875
Common Stock	02/04/02	/2/S		5,000	D	\$ 24.00
Common Stock	02/05/02	/1/M		5,000	A	\$ 2.6875
Common Stock	02/05/02	/2/S		5,000	D	\$ 23.96
Common Stock	02/07/02	/1/M		5,000	A	\$ 2.6875

(Over)

SEC 1474 (3-99)

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

\* If this form is filed by more than one reporting person, see Instruction 4(b)(v).

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 control number.

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP

[ ] Check this box if

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no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b).

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(f) of the Investment Company Act of 1940

(Print or Type Responses)

1. Name and Address of Reporting Person\*  
 Whitney Richard K.  
 -----  
 (Last) (First) (Middle)  
 -----  
 (Street)  
 -----  
 (City) (State) (Zip)
2. Issuer Name and Ticker or Trading Symbol \_\_\_\_\_
3. I.R.S. Identification Number of Reporting Person, if an entity (Voluntary) \_\_\_\_\_
4. Statement for Month/Year \_\_\_\_\_
5. If Amendment, Date of Original (Month/Year) \_\_\_\_\_
6. Relationship of Reporting Person(s) to Issuer (Check all applicable)  
 \_\_\_ Director \_\_\_ Officer \_\_\_ 10% Owner \_\_\_ Other  
 (give title below) (specify below)  
 -----
7. Individual or Joint/Group Filing (Check Applicable Line)  
 \_\_\_ Form filed by One Reporting Person  
 \_\_\_ Form filed by More than One Reporting Person

Table I--Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

1. Title of Security (Instr. 3)	2. Trans-action Date (Month/Day/Year)	3. Trans-action Code (Instr. 8)	4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5)			5. Amount of Securities Beneficially Owned at End of Month (Instr. 3 a)
			V	Amount	(A) or (D)	
COMMON STOCK	02/07/02	2S		5,000	D	\$23.74
COMMON STOCK	02/11/02	1M		5,000	A	\$2.6875
COMMON STOCK	02/11/02	2S		5,000	D	\$23.21
COMMON STOCK	02/12/02	1M		5,000	A	\$2.6875





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STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP

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 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(f) of the Investment Company Act of 1940

(Print or Type Responses)

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1. Name and Address of Reporting Person\*  
 Whitney Richard K  
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 (Last) (First) (Middle)  
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 (Street)  
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 (City) (State) (Zip)
2. Issuer Name and Ticker or Trading Symbol  
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3. I.R.S. Identification Number of Reporting Person, if an entity (voluntary)  
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4. Statement for Month/Year  
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5. If Amendment, Date of Original (Month/Year)  
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6. Relationship of Reporting Person(s) to Issuer (Check all applicable)  
 \_\_\_ Director \_\_\_ Officer \_\_\_ 10% Owner \_\_\_ Other  
 (give title below) (specify below)  
 -----
7. Individual or Joint/Group Filing (Check Applicable Line)  
 \_\_\_ Form filed by One Reporting Person  
 \_\_\_ Form filed by More than One Reporting Person

Table I--Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

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1. Title of	2. Trans- action	3. Trans- action	4. Securities Acquired (A) or Disposed of (D)	5. Amount of Securities
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Security (Instr. 3)	Date (Month/ Day/ Year)	Code (Instr. 8)		(Instr. 3, 4 and 5)			Beneficially Owned at End of Month (Instr. 3 a
		Code	V	Amount	(A) or (D)	Price	
COMMON STOCK	02/21/02	2S		5,000	D	\$ 23.93	
COMMON STOCK	02/22/02	1M		5,000	A	\$2.6875	
COMMON STOCK	02/22/02	2S		5,000	D	\$ 23.01	\$20,711

(Over)

SEC 1474 (3-99)

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

\* If this form is filed by more than one reporting person, see Instruction 4(b)(v).

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 control number.

FORM 4 (continued)

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 Deriv- ative Security	3. Trans- action Date (Month/ Day/ Year)	4. Transac- tion Code (Instr. 8)
			Code V
STOCK OPTIONS (RIGHT TO BUY)	\$2.6875	02/04/02	4M
STOCK OPTIONS (RIGHT TO BUY)	\$2.6875	02/05/02	4M
STOCK OPTIONS (RIGHT TO BUY)	\$2.6875	02/07/02	4M
STOCK OPTIONS (RIGHT TO BUY)	\$2.6875	02/11/02	4M

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STOCK OPTIONS (RIGHT TO BUY)	\$2.6875	02/12/02	4M
STOCK OPTIONS (RIGHT TO BUY)	\$2.6875	02/13/02	4M
STOCK OPTIONS (RIGHT TO BUY)	\$2.6875	02/19/02	4M
STOCK OPTIONS (RIGHT TO BUY)	\$2.6875	02/21/02	4M
STOCK OPTIONS (RIGHT TO BUY)	\$2.6875	02/22/02	4M

Table II--Derivative Securities Acquired, Disposed of, or Beneficially Owned  
(e.g., puts, calls, warrants, options, convertible securities)

6. Date Exercisable and Expiration Date (Month/Day/Year)		7. Title and Amount of Underlying Securities (Instr. 3 and 4)		8. Price of Derivative Security (Instr. 5)	9. Number of Shares
Date Exercisable	Expiration Date	Title	Amount or Number of Shares		
03/29/01	03/29/05	Common Stock	5,000	\$0	
03/29/01	03/29/05	Common Stock	5,000	\$0	
03/29/01	03/29/05	Common Stock	5,000	\$0	
03/29/01	03/29/05	Common Stock	5,000	\$0	
03/29/01	03/29/05	Common Stock	5,000	\$0	
03/29/01	03/29/05	Common Stock	5,000	\$0	
03/29/01	03/29/05	Common Stock	5,000	\$0	
03/29/01	03/29/05	Common Stock	5,000	\$0	
03/29/01	03/29/05	Common Stock	5,000	\$0	21

Explanation of Responses:

SEE ATTACHED PAGE

/s/ Richard K.



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

-----  
\*\*Signature of

Note: File three copies of this Form, one of which must be manually signed.  
If space provided is insufficient, see Instruction 6 for procedure.

WHITNEY, RICHARD  
21250 HAWTHORNE  
TORRANCE, CA 90503  
DAVITA INC. (DV)  
02/2002

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.

FORM 4 (Continued) Explanation of Responses

Note: 1 The acquisition of these shares occurred in accordance with a Rule 10b5-1 Sales Plan.

Note: 2 The sale of these shares was completed in accordance with a Rule 10b5-1 Sales Plan.

Note: 3 Includes 1,229 Shares acquired under the Company's Employee Stock Purchase Plan in January 2002.

Note: 4 The exercise of these options was completed in accordance with a Rule 10b5-1 Sales Plan.