

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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/ hours per response..... 0.5 /
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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 Filed pursuant to Section 16(a) of the Securities
obligations may Exchange Act of 1934, Section 17(a) of the
continue. See Public Utility Holding Company Act of 1935 or
Instruction 1(b). 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. 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
		Code	V	Amount	(A) or (D) Price	
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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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. 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)
		Code	V	Amount	(A) or (D)	Price
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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COMMON STOCK	02/12/02	2S	5,000	D	\$23.53
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(Over)

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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

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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
		Code	V	Amount	(A) or (D)	Price	
COMMON STOCK	02/13/02	1M		5,000	A	\$2.6875	
COMMON STOCK	02/13/02	2S		5,000	D	\$24.24	
COMMON STOCK	02/19/02	1M		5,000	A	\$2.6875	
COMMON STOCK	02/19/02	2S		5,000	D	\$24.00	
COMMON STOCK	02/21/02	1M		5,000	A	\$2.6875	

(Over)

SEC 1474 (3-99)

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 continue. See Public Utility Holding Company Act of 1935 or
 Instruction 1(b). 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)
- | | | | |
|-----------------------------------|----------------------------------|------------------------------------|--------------------------------|
| <input type="checkbox"/> Director | <input type="checkbox"/> Officer | <input type="checkbox"/> 10% Owner | <input type="checkbox"/> Other |
| (give title below) | | (specify below) | |
-
7. Individual or Joint/Group Filing (Check Applicable Line)
- | |
|---|
| <input type="checkbox"/> Form filed by One Reporting Person |
| <input type="checkbox"/> Form filed by More than One Reporting Person |

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

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.

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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. Conver- sion 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	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. (DAVITA)
02/2002

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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.