

DISTRICT COURT OF APPEAL OF FLORIDA, THIRD DISTRICT

Wirlen Antigua, et al. v. Diony Antigua, et al.

No. 3D25-1249 · No. 3D25-1249 · Decided June 18, 2026

SUMMARY

The Florida Third District Court of Appeal affirmed the circuit court's order in an appeal involving Wirlen Antigua and Diony Antigua. The court applied standards governing review of evidentiary findings, rehearing orders, and the continuing tort doctrine.

OPINION

Wirlen Antigua . v. Diony Antigua

PER CURIAM.

Third District Court of Appeal State of Florida Opinion filed June 18, 2026. Not final until disposition of timely filed motion for rehearing. _____ No. 3D25-1249 Lower Tribunal No. 21-7523-CA-01 _____ Wirlen Antigua, et al., Appellants, vs. Diony Antigua, et al., Appellees. An Appeal from the Circuit Court for Miami-Dade County, Migna Sanchez-Llorens, Judge. Manos Schenk, PL, and Tom J. Manos, for appellants. Algo Law Firm, LLP, and Ignacio M. Alvarez, and Gavin L. Sinclair, for appellees. Before FERNANDEZ, LOBREE and GOODEN, JJ. PER CURIAM. Affirmed. See Art. V, § 4, Fla. Const.; Fla. R. App. P. 9.030; IET, Inc. v. Intellocorp, LLC, 357 So. 3d 755, 758 (Fla. 3d DCA 2023) (“Findings of fact derived from the evidentiary hearing, however, ‘may not be disturbed on appeal unless shown to be unsupported by competent and substantial evidence or to constitute an abuse of discretion.’”); Thornton v. State, 327 So. 3d 1262, 1266 (Fla. 1st DCA 2021) (“In reviewing the trial court's ruling following an evidentiary hearing, ‘[t]his Court independently reviews the trial court's legal conclusions and defers to the trial court’s findings of fact.’” (citation omitted)); N. Fla. Mango, LP v. LLS Holdings, LLC, 375 So. 3d 906, 913 (Fla. 4th DCA 2023) (“We review an order denying a motion for rehearing or reconsideration for an abuse of discretion.”); Effs v. Sony Pictures Home Entm’t, Inc., 197 So. 3d 1243, 1244-45 (Fla. 3d DCA 2016) (“Under the continuing tort doctrine, the cause of action accrues when the tortious conduct ceases. ‘A continuing tort is “established by continual tortious acts, not by continual harmful effects from an original, completed act.”’” (citations omitted) (emphasis in original)). 2