

Third District Court of Appeal

State of Florida, January Term, A.D. 2008

Opinion filed April 2, 2008.

Not final until disposition of timely filed motion for rehearing.

No. 3D07-1619

Lower Tribunal No. 03-27744

**Jeovany Torres, Diego Torres, and Three Towers Corporation, a
Florida corporation,
Appellants,**

vs.

**Jose Reimondez and Estate of Jose J. Torres,
Appellees.**

An Appeal from the Circuit Court for Miami-Dade County, Gerald D. Hubbart, Judge.

Theodore R. Bayer, for appellants.

McConnell Lipton and H. Hugh McConnell; Siegfried, Rivera, Lerner, De La Torre & Sobel and Helio De La Torre, for appellees.

Before GREEN, RAMIREZ, and CORTIÑAS, JJ.

PER CURIAM.

Although equitable circumstances other than fraud or misrepresentation, including the prevention of unjust enrichment, are grounds for imposing an equitable lien, we find that the circuit court was correct in determining that an equitable lien was not warranted under the facts of this case. See Della Ratta v. Della Ratta, 927 So. 2d 1055 (Fla. 4th DCA 2006); McPherson v. Reddin, 323 So. 2d 687 (Fla. 3d DCA 1975); Imler Earthmovers, Inc. v. Schatten, 240 So. 2d 76 (Fla. 1st DCA 1970).

Affirmed.