

Laches Defense in a Cancellation Proceeding

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Intellectual Property national co-chair Karen Artz Ash and partner Bret Danow discuss *Ava Ruha Corp. dba Mother's Market & Kitchen v. Mother's Nutritional Center Inc.*, a case in which the US Patent and Trademark Office's Trademark Trial and Appeal Board (TTAB) issued a precedent-setting decision regarding a registrant's ability to assert a laches defense in a cancellation proceeding. The case is instructive because it shows that even what seems like a short amount of time can be deemed an unreasonable delay and prevent a party from being able to cancel what it believes to be an objectionable third-party registration.

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