
Kluwer Trademark Blog

Trademark case: Appliance Liquidation Outlet, L.L.C. v. Axis Supply Corp, USA

Saurabh Kashyap (Wolters Kluwer Legal & Regulatory US) · Tuesday, August 6th, 2024

The court also exceeded its discretion in awarding attorney fees to the plaintiff.

The U.S. Court of Appeals for the Fifth Circuit reversed part of a federal district court's judgment in a trademark dispute between Appliance Liquidation Outlet, L.L.C. (ALO) and Axis Supply Corporation (Axis). The appellate court found that the district court erred in holding that APPLIANCE LIQUIDATION is a valid trademark and in awarding attorney fees to ALO. However, the court upheld the validity of APPLIANCE LIQUIDATION OUTLET as a trademark and confirmed that Axis infringed this mark by using a similar banner. The attorney fees award was vacated because the district court abused its discretion, lacking sufficient evidence of Axis's improper litigation conduct (Appliance Liquidation Outlet, L.L.C. v. Axis Supply Corp., No. 23-50413 (5th Cir. June 21, 2024)).

Case date: 21 June 2024

Case number: No. 23-50413

Court: United States Court of Appeals, Fifth Circuit

A full summary of this case has been published on [Kluwer IP Law](#)

To make sure you do not miss out on regular updates from the Kluwer Trademark Blog, please [subscribe here](#).

Kluwer IP Law

The **2022 Future Ready Lawyer survey** showed that 79% of lawyers think that the importance of legal technology will increase for next year. With Kluwer IP Law you can navigate the increasingly global practice of IP law with specialized, local and cross-border information and tools from every preferred location. Are you, as an IP professional, ready for the future?

Learn how [Kluwer IP Law](#) can support you.

79% of the lawyers think that the importance of legal technology will increase for next year.

Drive change with Kluwer IP Law.

The master resource for Intellectual Property rights and registration.



2022 SURVEY REPORT
The Wolters Kluwer Future Ready Lawyer
Leading change

This entry was posted on Tuesday, August 6th, 2024 at 5:00 pm and is filed under [Case law](#), [United States](#)

You can follow any responses to this entry through the [Comments \(RSS\)](#) feed. You can leave a response, or [trackback](#) from your own site.